

MINUTES OF THE COMMON COUNCIL MEETING HELD AT THE GREENFIELD CITY HALL ON
TUESDAY, NOVEMBER 16, 2021

A. Call to Order & Roll Call

The meeting was called to order by Mayor Neitzke at 7:00 pm

Present: Alderpersons Denise Collins, Bruce Bailey, Karl Kastner, Pamela Akers, Shirley Saryan

Also present: Brian Sajdak, City Attorney; Jeff Katz, Director, Neighborhood Services; Andrew Stern, Planner; Jennifer Goergen, City Clerk; John Cohn, Fire Chief.

B. Opening Prayer

C. Pledge of Allegiance

D. Approval of the November 2, 2021 Common Council minutes

Motion by Alderperson Bruce Bailey, seconded by Alderperson Denise Collins to approve. Motion carried unanimously.

E. Mayor's Report

F. Aldermanic Reports

Alderperson Collins received unsolicited compliments from several people at the older adult luncheon about Morgan, Scott and Kent from Parks & Rec. She also announced the Holiday Tree Lighting on December 4th at Konkel Park and letters to Santa November 23th - December 14th, letters can be dropped off at the red mailbox in City Hall or online. There will also be a Holiday Makers Market on December 12th from 11-3 at the Community Center with 36 vendors. Cruisin Santa information is on the City website.

Alderperson Bailey thanked Jeff Katz and Dennis Ferminich for getting the grants to replace trees and provide chainsaw safety training for DPW.

G. Announcements

H. Citizen Commentary

I. Public Hearings

1. Public Hearing on a Special Use Permit for Dickey's Barbeque Pit, a proposed restaurant to be located at 5003 S. 76 St., submitted by Lokia Jackson, d/b/a 5 Star Goals, Inc. (Tax Key No. 616-0001-004) (PC-10/12/21 Kastner)

Andrew Stern, Planner, explained the space to be occupied; the number of locations

across the US; hours of operation; indoor and outdoor seating plans; delivery options and parking requirements. They will be applying for an alcohol license.

Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to close the public hearing. Motion carried unanimously.

- a. Approve a Resolution for a Special Use Permit for Dickey's Barbeque Pit, a proposed restaurant to be located at 5003 S. 76 St., submitted by Lakia Jackson, d/b/a 5 Star Goals, Inc. (Tax Key No. 616-0001-004) (PC-10/12/21 Kastner)

Motion by Alderperson Karl Kastner, seconded by Alderperson Shirley Saryan to approve items I1a and b. On a roll call vote, motion carried unanimously.

Under discussion, Alderperson Akers asked about the outdoor seating and the noise problems. This will be discussed when they come back with the plan for outdoor seating and the alcohol license.

- b. Approve a Site Plan Review for Dickey's Barbeque Pit, a proposed restaurant to be located at 5003 S. 76 St., submitted by Lakia Jackson, d/b/a 5 Star Goals, Inc. (Tax Key No. 616-0001-004) (PC-10/12/21 Kastner)

Approved under agenda item I1a.

2. Public Hearing on an Ordinance to amend Section 21.04.0902 of the Municipal Code pertaining to Decks, Patios, Porches/Breezeways as permitted or non-permitted obstructions in required yards; to amend section 21.04.0801 of the Municipal Code pertaining to non-conforming accessory structures; and to amend section 21.02.0100 pertaining to definitions. (PC-8/10/21 Kastner)

Andrew Stern, Planner, explained what the current zoning code provided and gave some history on this matter. The change being requested would allow porches/breezeways in the front yard. This change allows for a 1-1 replacement for existing, non-conforming structures and accessory structures without having to go to the Zoning Board of Appeals, but application of building permits is still required. Definitions will be added to the code to further define breezeways and porches. Alderperson Kastner asked about encroachments of setbacks and Andrew explained the requirements. Mayor Neitzke stated we are trying to interject common sense into the whole process.

Motion by Alderperson Karl Kastner, seconded by Alderperson Pamela Akers to close the public hearing. Motion carried unanimously.

- a. Approve an Ordinance to amend Section 21.04.0902 of the Municipal Code pertaining to Decks, Patios, Porches/Breezeways as permitted or non-permitted obstructions in required yards; to amend section 21.04.0801 of the Municipal Code pertaining to non-conforming accessory structures; and to amend section 21.02.0100 pertaining to definitions. (PC-8/10/21 Kastner)

Attorney Sajdak recommended a change to the definition of patio because it is too similar to a driveway. Alderpersons Akers and Kastner amended their motions to accommodate the definition change.

Attorney Sajdak suggested splitting the ordinance and sending the second part about nonconforming structures to the Plan Commission and bring it back to the Common Council for a vote. The Common Council concurred and amended their motion. Motion by Alderperson Karl Kastner, seconded by Alderperson Pamela Akers to approve the amended Ordinance. On a roll call vote, motion carried. Alderperson Bailey voted no.

3. Public Hearing on the proposed 2022 Budget. (Schafer)

Mayor Neitzke explained the budget process. The budget allows the City to provide services to the community that are valuable and we spend our dollars wisely. Departments were told to keep the budget flat, with the exception of a health insurance negotiated increase of 5% and a 2% pay increase in salaries due to collective bargaining contracts in place. Everything else had to come from new revenue streams or within the existing budget. The Federal COVID money, about 3.8 million, will be received in two payments, half this year and the remaining next year. There are specific guidelines for spending the COVID money. Part of the money will be spent on water and sewer projects and the remainder was spent on capital equipment. He also explained the budget goes up \$700,000 every year, just for the 2% wage increases and health insurance costs, but the levy limit only allows a \$300,000 increase. This budget was put together essentially flat with some personnel changes to save some money. The City is worth about \$3.4 billion and we can raise taxes \$315,000 based on that. The tax rate is increasing \$.03/thousand, which is less than \$7 in taxes on a \$200,000 home. Alderperson Kastner said this is great news for the taxpayers. Historically, taxes were designed to pay for local government and local schools, but now it also includes tech schools, MMSD and Milwaukee County. The Mayor took a moment to explain some of what the city staff does. We have excellent, well-trained police and fire departments. Elections cost \$40,000-60,000 each, even more for presidential elections, and require 100 plus well-trained volunteers. Darren, our health director, has taken a leadership role in Milwaukee county so people can make informed decisions. Our Parks & Rec department has about 25,000 registrations a year. The Finance Department is responsible for over \$30 million that flows through our office and another \$70 million that has to go somewhere else. The Department of Public Works plows streets, picks up leaves and much more. Each snow event costs \$30,000-\$50,000. Jeff Katz, Department of Neighborhood Services, has brought in close to a million dollars in grants to help provide services. Kristi Porter, Community Development, has about \$100 million in development projects to go into the ground.

Mr. Sherbarth, former Alderperson, commended the Mayor on replacing the concrete outside City Hall. He stated we are one of 4 communities in Milwaukee County that had population growth and commends the Common Council for attracting people to Greenfield. He also commended Mr. Katz for his role on the paving of the pathway from 43rd to 60th. He asked the City Attorney if we are allowed to bump the fine for violations like they had done in West Allis. Brian explained it could be done if the Municipal judge recommends it and the Common Council adopts it. Brian stated there are a number of communities in SE Wisconsin that are reviewing this. The mayor

explained that raising money from those sources doesn't make your city a better place because you are taking money from people that don't have the funds to pay the lower fees. Mr Sherbarth questioned the insufficient lighting and safety on Coldspring and the lack of sidewalk serving the high school district and grade schools. Mr. Sherbarth said keep up the good work!

Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to close the public hearing. Motion carried unanimously.

- a. Decision regarding 2022 budget and adoption of resolution levying property taxes. (Schafer)

Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to approve. On a roll call vote, motion carried unanimously.

Motion by Alderperson Karl Kastner, seconded by Alderperson Shirley Saryan to reconsider. Motion carried unanimously.

Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to reaffirm. On a roll call vote, motion carried unanimously.

J. Old Business

1. Appointments to various committees and commissions:

- a. Mayor appointments, confirmed by Council:

- i. One member to the Board of Health for a term to expire 6/1/2022 (formerly Allen Owen)

Place on next agenda.

- ii. One member to the Tree Commission for a term to expire 5/1/23 (formerly Lew Silva)

Motion by Alderperson Bruce Bailey, seconded by Alderperson Karl Kastner to confirm appointment of Andrew Dryzweicki. Motion carried unanimously.

- b. Mayor appointments:

- i. One alternate member to the Plan Commission for a term to expire 5/31/2025 (formerly Robert Krenz)

Place on next agenda.

K. New Business

1. Approve the following operator license application for 2021-2022 (Goergen)

- a. Natalia Leigh Manikowski
Motion by Alderperson Pamela Akers, seconded by Alderperson Karl Kastner to approve. Motion carried unanimously.
2. Excessive assessment claim received for MMAC 150 Greenfield WI, LLC. (Goergen)
Referred to legal counsel.
3. Discussion and decision to adopt a Resolution establishing the municipal election wards following the 2020 Decennial Census Report for the City of Greenfield (Goergen)
Motion by Alderperson Shirley Saryan, seconded by Alderperson Denise Collins to approve. On a roll call vote, motion carried unanimously.
4. Approve a Certified Survey Map for proposed recombination of two parcels located at 3230 W. Allerton Ave. and 3260 W. Allerton Ave. submitted by Phillip M. Eisfeldt and Florence T. Eisfeldt. (Tax Key Nos. 599-8931-002 and 599-8930-002) (PC-11/09/21 Kastner)
Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to approve. On a roll call vote, motion carried unanimously.
5. Approve a Resolution to rename a portion of S. 110 St. (a private street) from the centerline of S. 108 St. to a point 550 feet west of the centerline of S. 108 St., to W. Sunset Ln. (PC-11/09/21 Katz)
Motion by Alderperson Karl Kastner, seconded by Alderperson Pamela Akers to approve. On a roll call vote, motion carried unanimously.
6. Approve Site, Landscaping and Architectural Plans for Avery and Birch, a proposed salon business, to be located at 10901 W. Sunset Ln., submitted by Ryan Janssen, d/b/a Avery and Birch LLC. (Tax Key No. 609-9994-009) (PC-11/09/21 Kastner)
Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to approve. Motion carried unanimously.
There is an issue related to the licensing of alcohol which would require a special use permit. The owners will need to work with city departments.
7. Approve a Site Plan Amendment for GreatLife Greenfield – The Woods, a proposed senior housing development, to be located at 11940 W. Edgerton Ave., 120** W. Vogel Ave. and 120** W. Vogel Ave., submitted by Jessica Timmer, d/b/a RINKA and Greg Petruski, d/b/a Apple-Hales Corners, LLC. (Tax Key Nos. 611-8964-000, 611-8965-001 and 611-8965-002) (PC-11/09/21 Kastner)
Motion by Alderperson Denise Collins, seconded by Alderperson Karl Kastner to approve. On a roll call vote, motion carried unanimously.
8. Discussion and decision to approve fund transfers between Engineering Division capital improvement accounts. (Katz)
Motion by Alderperson Karl Kastner, seconded by Alderperson Pamela Akers to approve. On a roll call vote, motion carried unanimously.

9. Discussion and decision to adopt an ordinance establishing the 2022 Service Charges for the Collection of Garbage, Refuse, Yard Wastes and Recycling Services. (Katz)
Motion by Alderperson Bruce Bailey, seconded by Alderperson Denise Collins to approve. On a roll call vote, motion carried unanimously.
10. Approval of mileage reimbursement in the amount of \$344.07 (P. Schafer)
Motion by Alderperson Denise Collins, seconded by Alderperson Shirley Saryan to approve items K10 and K11. On a roll call vote, motion carried unanimously.
11. Approval of schedules of disbursements in the amount of \$888,240.67 (P. Schafer)
Approved under agenda item K10.
12. Discussion and decision for an Ordinance amending Sections of Chapters 6 and 18 of the Municipal Code as it relates to Fire Inspections and Prevention (Chief Cohn)
Chief Cohn explained there are no technical changes to the ordinance, but updates to reference codes within our codes that allow us to use a private entity to approve our plans instead of waiting for the state to make the approvals.

Motion by Alderperson Denise Collins, seconded by Alderperson Pamela Akers to approve. On a roll call vote, motion carried unanimously.

13. Common Council to go into closed session pursuant to Wis. Stat. § 19.85 (1)(b) & (f), considering licensure, social or personal history, or medical information, for purposes of issuing a 2021-2022 operator license to the following:

a. Ryan Michael Katzung

Motion by Alderperson Denise Collins, seconded by Alderperson Pamela Akers to go into closed session at 8:26 PM. On a roll call vote, motion carried unanimously.

14. Adjourn closed session and reconvene into open session.

Motion by Alderperson Pamela Akers, seconded by Alderperson Denise Collins to adjourn closed session at 8:46 PM. On a roll call vote, motion carried unanimously.

15. Decision re: Operator License for Ryan Michael Katzung

Motion by Alderperson Karl Kastner, seconded by Alderperson Denise Collins to approve. Motion carried unanimously.

L. Items for future agenda

M. Adjourn

Motion by Alderperson Pamela Akers, seconded by Alderperson Denise Collins to adjourn at 8:48 PM. Motion carried unanimously.

Jennifer Goergen, City Clerk

Minutes transcribed by Lisa Pelkey, Deputy Clerk
Distributed: November 22, 2021

RESOLUTION NO. 3826

Special Use Permit for Dickey's Barbeque Pit, a proposed limited-service restaurant, to be located at 5003 S. 76 St., submitted by Lakia Jackson, d/b/a 5 Star Goals, Inc. (Tax Key No. 616-0001-004)

WHEREAS, Lakia Jackson, d/b/a 5 Star Goals, Inc., duly filed with the City Clerk an application for a Special Use Permit, pursuant to Sec. 21.04.0603, Sec. 21.04.0700 and Sec. 21.08.0103 of the Municipal Code, to establish a limited-service restaurant at 5003 S. 76 St.; and,

WHEREAS, after due notice, a public hearing was held by the Common Council on November 16, 2021, at 7:00 p.m. or soon thereafter, in the Common Council Chambers to consider the application; and,

WHEREAS, the Common Council, having carefully considered the evidence presented at the public hearing and the following pertinent facts noted:

1. The applicant, Lakia Jackson, d/b/a 5 Star Goals, Inc., resides at 155 N. Edison Street, Apt 518, Milwaukee, WI 53218.
2. The property is owned by GFD 76, LLC, 3000 Dundee Rd #408, Northbrook, IL 60062.
3. Dickey's Barbeque Pit will occupy approximately 1,995 sq. ft. of the multi-tenant commercial building with outdoor dining, located at 5003 S. 76 St., Greenfield, Milwaukee County, Wisconsin, more particularly described as follows:

Parcel 1 of Certified Survey Map No. 5432, being a part of the Northeast ¼ Section 28, Township 6 North, Range 21 East, City of Greenfield, Milwaukee County, Wisconsin.

Tax Key No. 616-0001-004

Said land being located at 5003 S. 76 St.

4. The applicant is proposing to establish a full-service restaurant within the existing multi-tenant commercial building with outdoor dining. Alcohol sales are proposed as part of the restaurant operations.
5. The aforesaid premise is zoned C-4 Regional Business District under the Zoning Ordinance of the City of Greenfield, which permits full-service restaurants as a Special Use, pursuant to Sec. 21.04.0603, Sec. 21.04.0700 and Sec. 21.08.0103 of the Municipal Code.
6. The subject property is part of an area along the S. 76 St. corridor that is developed for commercial uses. Properties to the north, south, and east are developed as commercial. Properties to the west are developed as residential.

7. The proposed development should not adversely contribute to traffic volumes or traffic flow in the area.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield that the application of Lakia Jackson, d/b/a 5 Star Goals, Inc., to establish a limited-service restaurant, to be located at 5003 S. 76 St., be, and is hereby granted on the following grounds:

That the establishment, maintenance and operation of the proposed use, with the imposition of certain conditions hereinafter set forth, reasonably satisfies the standards set forth in Sec. 21.04.0603 and Sec. 21.08.0103 of the Municipal Code, so as to permit the issuance of a special use permit as therein provided.

BE IT FURTHER RESOLVED that said Special Use Permit is granted subject to the following conditions:

1. Site and Landscaping Plans. The grant of this Special Use Permit is subject to and conditioned upon the Site Plan and all other applicable conditions approved by the Plan Commission on October 12, 2021 and by the Common Council on November 16, 2021. No alteration or modification of the approved plan shall be permitted without approval by the Common Council.
2. Building Plans and Fire Codes. The grant of this Special Use is subject to building plans being submitted to and approved by the Inspection Services Division and by the Fire Department.
3. Hours of Operation. The allowable hours of operation for Dickey's Barbeque Pit will be Monday – Thursday, 11am-9pm; Friday – Sunday, 11am-2am.
4. Off-Street Parking. A total of 30 off-street parking stalls are required for Dickey's BBQ Pit. The entire multi-tenant commercial building requires a total of 107 off-street parking spaces. The property will provide 74 off-street parking stalls. The Common Council may waive the shortage.
5. Signage. Signage shall be in compliance with the City's Signage Ordinance. Any building window signage shall not exceed twenty-five (25) percent of the net glazed front window area per business premises. Rope/LED trim lighting shall not be allowed.
6. Public Nuisance. In accordance with Chapter 11 of the Municipal Code, Public Nuisances are prohibited. Public Nuisances include blighted properties due to an accumulation thereon of junk or other unsightly debris. Enforcement and abatement of public nuisances, including revocation of the Special Use Permit, may take place after three (3) or more nuisance activities have occurred at a premise on separate days during a one hundred and eighty (180) day period.

7. Marketing Displays. The use of pennants, special lighting, flags, streamers or other signage typically temporary in nature, hanging, floating or attached to a structure or vehicle shall not be permitted.
8. Outdoor Lighting. All outdoor lighting fixtures shall be shielded in such a manner that no light splays from the property boundaries. Full-cut off fixtures and or house side shields utilized to minimize light splay. Rope/LED trim lighting is not permitted.
9. Litter. Employees shall inspect the area and the immediate vicinity and pick up litter on a daily basis.
10. Refuse Collection. All refuse to be provided by a commercial hauler. All refuse, recyclables and other waste material shall be screened from view by the existing fence/enclosure provided on site.
11. Pest Control. Exterior pest control shall be maintained at all times and pest control problems shall be addressed immediately.
12. Pagers, Intercoms. The use of outdoor pagers, intercoms, or speakers shall not be permitted on site as surrounding land use consists of residential uses.
13. Noxious Odors, Etc. The use shall not emit foul, offensive, noxious or disagreeable odors, gases, or effluvia into the air. Mechanical systems shall be maintained to efficiently remove noxious odors.
14. Pollution. The use shall not cause any noxious or unwholesome liquid or substance or any dirt, mud, sand, gravel, or stone refuse or other materials to be deposited upon any public right of way or flow into any sanitary sewer, storm sewer, or water supply system, or onto adjacent properties.
15. Deliveries and Refuse Pickup. The property will be required to abide by the City of Greenfield health/public nuisance rules per Chapter 12 of the Municipal Code. Because there is a residential neighborhood adjacent to the site, delivery operations and refuse pick up shall only be permitted during daytime hours. These functions shall not be permitted between the hours of 9:00 p.m. and 7:00 a.m.
16. Expiration of Special Use Permit. Any special use approved by the Common Council shall lapse and become null and void one (1) year from and after that approval if the use has not commenced, construction is not underway, or the owner has not obtained a valid building permit. An extension of these time limitations may be granted without a public hearing by the Common Council by resolution reauthorizing the special use in accordance with the following criteria:
 - A. The applicant requesting the extension shall complete a planning application available from the Community Development Division and shall submit a \$350.00 special use permit review/amendment fee.

B. A written explanation for the extension of time shall accompany the planning application along with a timeline/schedule for obtaining necessary permits, zoning, state and municipal approvals and a target date for construction start;

C. The request for extension shall be submitted within sixty (60) days of the expiration of the special use permit;

D. The extension, if granted, shall be valid for a period of six (6) months. If no building permit has been issued and construction has not commenced within six (6) months from and after the extension has been granted, the special use shall become null and void.

17. Miscellaneous.

A. Applicants are advised that the foregoing conditions are reasonably necessary to protect the public interest and to secure compliance with the standards and requirements specified in Sec. 21.04.0603 and Sec. 21.08.0103 of the Municipal Code; that the issuance of the special use is expressly subject to compliance with said conditions.

B. The use, as granted herein, is subject to applicants' compliance with all other state and local laws and regulations which may be applicable to the proposed use of the real estate in question.

C. The special use, as granted herein, shall run with the land and benefit and restrict all future owners and occupants of the property, unless the use shall lapse or be terminated and the use will not be altered or extended (including structural alterations and/or additions) without the approval of the Common Council, following public hearing, all as provided in Sec. 21.04.0603 and Sec. 21.08.0103 of the Municipal Code.

18. Lapse. If the applicant does not meet all of the terms and conditions set forth in this grant of a special use within one year of the granting thereof, then the Special Use Permit shall lapse and become null and void and the applicant shall forfeit any right to use the property as conferred by the Special Use Permit. The failure of the applicant to meet the terms and conditions of the Special Use Permit shall subject the permit to being declared void by the Common Council after notice to the applicant and a hearing before the Common Council. Upon a finding by the Common Council on the matter, the applicant and/or any interested person may make comments regarding the matter to the Common Council prior to the Common Council's next regular meeting following the hearing recommendation. Upon the Common Council's finding that the Special Use Permit has lapsed and become void, the applicant shall cease all operations at the property.

19. Termination of Special Use. If the person or entity granted the special use violates, allows or suffers the violation of the ordinances of the City of Greenfield, the State of Wisconsin or the United States on the premises covered by the special use, then the special use may be terminated.

20. Acknowledgement. That the applicants sign an acknowledgment that he/she/they has/have received these terms and conditions and will abide by them.

The undersigned applicant agrees to the terms and conditions and has agreed that the grant of the Special Use Permit is conditioned on meeting the terms and conditions of this resolution.

Lakia Jackson, d/b/a 5 Star Goals, Inc.

Andrew Goodman, GFD 76, LLC

Provided to applicant on the
_____ day of _____, 2021

Community Development Manager

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

ORDINANCE NO. 2989

ORDINANCE TO AMEND TABLE 21.04.0902 OF THE MUNICIPAL CODE PERTAINING TO DECKS, PATIOS, PORCHES/BREEZEWAYS AS PERMITTED OR NON-PERMITTED OBSTRUCTIONS IN REQUIRED YARDS AND TO AMEND SECTION 21.02.0100 PERTAINING TO DEFINITIONS.

The Common Council of the City of Greenfield do ordain as follows:

PART I. Subsection 12.02.0103 of the Greenfield Municipal Code is hereby amended to read as follows, with all non-listed definitions remaining as unaltered:

* * *

Breezeway. A roofed outdoor passage connecting two (2) buildings (such as a house and garage) or halves of a building.

Deck. A structure attached to any dwelling unit that is:

- a. Designed and intended for the support of persons;
- b. Made of wood or a composite wood material or vinyl-like material;
- c. Has no permanent roof; and,
- d. Is constructed on piers, with continuous foundation, or footings.

Patio. A paved or similar surface that is not a driveway which is attached or detached to a dwelling unit, constructed at or around ground level.

Porch. A covered area adjoining an entrance to a building and usually having a separate roof.

* * *

PART II. Table 21.04.0902 of the Greenfield Municipal Code is hereby amended to read as follows, with all non-listed Projections, Obstructions, or Accessory Uses remaining unaltered:

* * *

Table 21.04.0902
PERMITTED OBSTRUCTIONS IN REQUIRED YARDS

PROJECTION, OBSTRUCTION, OR ACCESSORY USE	YARD TYPE			
	FRONT YARD	REAR YARD	SIDE YARD	CORNER YARD
Garages, detached (not less than 5 feet from any property line or 10 feet from any principal building)	N	P	P	N
Porches/breezeways with roof, sides open (not less than 5 feet from any property line)	P	P	P	P

* * *

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

RESOLUTION NO. 3827

WHEREAS, the City of Greenfield has prepared an Annual Budget for the 2022 fiscal year in accordance with the requirements of the City of Greenfield Municipal Code; and

WHEREAS, the Common Council has reviewed the proposed revenues from all sources and the proposed expenditures for all purposes and has directed that the proposed budget be adjusted accordingly; and

WHEREAS, a public hearing on the Annual Budget was held November 16, 2021 after due and proper notice of said hearing having been given in accordance with the provisions of Section 65.90, Wisconsin Statutes; and

WHEREAS, it is necessary to levy a property tax in the amount of \$27,727,983 (exclusive of the TIF levy) to fund the expenses of the City of Greenfield contained in the 2022 Annual Budget.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield, Wisconsin, as follows:

1. That the 2022 Annual Budget, a summary of which is attached hereto and made a part hereof, be and is hereby approved;
2. That the property tax is hereby levied in the amount of \$27,727,983 (exclusive of the TIF levy) on all taxable property within the City of Greenfield as returned by the Assessor in the year 2021, for the purposes as set forth in the budget.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

City of Greenfield
Proposed 2022 Budget
Statement of Revenues and Expenditures and Tax Levy

REVENUES/EXPENDITURES CATEGORY	Year Ending 12/31/19	Year Ending 12/31/20	Actual YTD 7/31/21	Est. Year Ending 12/31/21	2021 Budget	Proposed 2022 Budget	Percent Change
<i>REVENUES</i>							
GENERAL PROPERTY TAXES	18,076,763	18,153,586	18,944,687	18,945,557	18,945,189	19,666,022	3.80%
INTERGOVERNMENTAL REVENUES	3,963,255	4,151,484	2,868,158	4,201,428	4,144,513	4,117,782	-0.64%
LICENSES & PERMITS	1,331,631	1,222,637	771,891	1,229,593	1,225,740	1,222,800	-0.24%
FINES, FORFEITURES & PENALTIES	597,174	582,222	424,115	706,663	733,000	803,000	9.55%
PUBLIC CHARGES FOR SERVICES	1,646,493	1,758,193	892,081	1,500,301	1,523,100	1,531,364	0.54%
INTERGOVERNMENTAL CHARGES	1,199,854	1,271,636	603,594	1,254,193	1,254,193	1,240,723	-1.07%
MISCELLANEOUS REVENUES	487,528	400,488	139,709	389,810	346,944	347,969	0.30%
OTHER FINANCING SOURCES	207,003	22,250	-	22,250	949,462	722,250	-23.93%
TOTAL REVENUES	27,509,701	27,562,496	24,644,235	28,249,795	29,122,141	29,651,910	1.82%
<i>EXPENDITURES</i>							
GENERAL GOVERNMENT	3,784,289	3,864,071	2,078,698	3,996,906	3,898,124	4,122,065	5.74%
PUBLIC SAFETY	17,634,588	18,469,113	9,976,313	19,118,290	19,099,488	19,218,475	0.62%
DEPT OF NEIGHBORHOOD SERVICES	3,848,508	3,961,396	2,136,237	3,894,432	3,811,459	3,873,817	1.64%
DEPT OF NEIGHBORHOOD SERVICES (Community Development)	215,649	140,682	100,954	223,893	223,893	229,214	2.38%
HEALTH & HUMAN SERVICES	700,906	680,404	475,990	918,567	916,769	947,215	3.32%
RECREATION & EDUCATION	974,758	1,064,837	558,120	1,158,098	1,157,408	1,246,124	7.67%
OTHER FINANCING USES	160,700	76,000	-	15,000	15,000	15,000	0.00%
TOTAL EXPENDITURES	27,319,398	28,256,503	15,326,312	29,325,186	29,122,141	29,651,910	1.82%

All Governmental Funds Combined	Estimated Fund Balance 1/1/22	2022 Total Revenue	2022 Total Expenditures	Other Financing Sources (Uses)	Estimated Fund Balance 12/31/22	Property Tax Contribution
General Fund	8,130,065	29,651,910	29,651,910	(700,000)	7,430,065	19,631,487
Special Revenue Funds	9,261,327	14,053,642	12,146,725	-	11,168,244	2,489,331
Enterprise Funds	28,366,654	7,098,234	7,098,234	-	28,366,654	-
Capital Project Funds	9,165,984	8,186,082	12,816,460	4,918,987	9,454,593	374,900
Debt Service Funds	1,594,409	7,618,881	8,231,543	35,500	1,017,247	5,232,265
TOTAL	56,518,439	66,608,749	69,944,872	4,254,487	57,436,803	27,727,983

RESOLUTION NO. 3828

A RESOLUTION ESTABLISHING MUNICIPAL WARDS FOR THE CITY OF GREENFIELD,
MILWAUKEE COUNTY, WISCONSIN

WHEREAS, municipalities are required to establish municipal ward plans and designate polling places for each ward as a result of the 2020 Census; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Common Council of the City of Greenfield, Milwaukee County, Wisconsin, hereby adopts the following amended Municipal Ward Plan for the City of Greenfield:

WARD 1 – Part of Tract 1203.00, Blocks 1000 thru 1039, and 1041 thru 1046

WARD 2 – Part of Tract 1203.00, Block 1040; Part of Tract 1204.00, Blocks 3006, 3007, 3020, 4000 thru 4012, 5009, and 5010

WARD 3 – Part of Tract 1204.00, Blocks 1011 thru 1015, 2001 thru 2005, 2012, 5002 thru 5008, and 5011

WARD 4 – Part of Tract 1204.00, Blocks 1000 thru 1010, 1016, 2000, 2006 thru 2011, 2013 thru 2015, 5000, and 5001

WARD 5 – Part of Tract 1202.03, Blocks 2000 thru 2016, and 3006 thru 3013

WARD 6 – Part of Tract 1202.01, Blocks 1000 thru 1019; Part of Tract 1202.03, Blocks 1000, 1001, 1006 thru 1011, and 1020 thru 1026

WARD 7 – Part of Tract 1201.01, Blocks 2000, 3008, 3009; Part of Tract 1202.01 Blocks 2000 thru 2008; Part of Tract 1202.03, Blocks 1002 thru 1005, and 1012

WARD 8 – Part of Tract 1202.01, Blocks 3000 thru 3007, 4000, and 4001

WARD 9 – Part of Tract 1201.01, Blocks 2001, 2007 thru 2011, 2014, 2015, 3000, 3001, 3006, 3007; and Part of Tract 1202.03 Blocks 1013 thru 1019

WARD 10 – Part of Tract 1201.01, Blocks 2002, 3002 thru 3005; and Part of Tract 1201.02, Blocks 1016 thru 1021, and 3000 thru 3008

WARD 11 – Part of Tract 1201.02, Blocks 1000 thru 1015, 2000 thru 2003, 2005, and 2014 thru 2016

WARD 12 – Part of Tract 1201.01, Blocks 1004 thru 1010, 1014 thru 1020, 3013; Part of Tract 1201.02, Blocks 2006 thru 2013, and 2017 thru 2020

WARD 13 – Part of Tract 1201.01, Blocks 1000 thru 1003, 1011 thru 1013, 1021 thru 1024, 2003 thru 2006, 2012, 2013, 3010 thru 3012, and 3014 thru 3026

WARD 14 – Part of Tract 1202.02, Blocks 1000 thru 1015

WARD 15 – Part of Tract 0199.00, Blocks 3014, 4000, 4001, 4011, 4012, 4014, 4018, 4019; and Part of Tract 1202.02, Blocks 2000 thru 2011, and 3000

WARD 16 –Part of Tract 1202.02, Blocks 3001 thru 3007; Part of Tract 1202.03, Blocks 3000 thru 3005; Part of Tract 1204.00, Blocks 3000 thru 3005, 3010, 3011 and 3022

WARD 17 – Part of Tract 1204.00, Blocks 3008, 3009, 3012 thru 3019, 3021, and 3023 thru 3025

WARD 18 – Part of Tract 1205.01, Blocks 1005 and 1006; and Part of Tract 1205.02, Blocks 1001 thru 1009

WARD 19 –Part of Tract 1205.02, Blocks 1000, 1010, 2000 thru 2016, 4000 thru 4002, 4004 thru 4011, and 4013 thru 4015

WARD 20 – Part of Tract 1205.02, Blocks 3000 thru 3009, 4003, and 4012

WARD 21 – Part of Tract 1205.01, Blocks 1000 thru 1004, 1007 thru 1010, 2000 thru 2015, 3010, and 3019 thru 3024

WARD 22 – Part of Tract 1205.01, Blocks 3000 thru 3009, and 3011 thru 3018

BE IT FURTHER RESOLVED that the detailed map showing the Wards and municipal boundaries is hereby adopted.

BE IT FINALLY RESOLVED that within five days after adoption of the Municipal Ward Plan, the City Clerk is hereby directed to forward this resolution and supporting data to the Wisconsin Legislative Reference Bureau and the Milwaukee County Clerk and that this resolution shall remain in effect for each election until modified or rescinded, in accordance with Statute, or until a new division is made following the next decennial federal census.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

RESOLUTION NO. 3829

Resolution to rename a portion of S. 110 St. (a private street) from the centerline of S. 108 St. to a point 550 feet west of the centerline of S. 108 St., to W. Sunset Ln.

BE IT RESOLVED, by the Mayor and the Common Council of the City of Greenfield, that the following street name be changed:

The recorded name of a portion of a private street from the centerline of S. 108 St. to a point 550 feet west of the centerline of S. 108 St., is hereby changed to from S. 110 St. to W. Sunset Ln.

Described as follows:

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

ORDINANCE NO. 2990

AN ORDINANCE AMENDING SECTION 12.12 OF THE HEALTH & SANITATION CODE
OF THE CITY OF GREENFIELD RELATING TO
RECYCLING, YARD WASTE, REFUSE AND SOLID WASTE

The Common Council of the City of Greenfield do ordain as follows:

PART I. Section 12.12 is hereby amended as follows:

(27)(b) There is hereby levied and imposed a special charge for services rendered in the form of garbage, rubbish, yard wastes and recycling collection and disposal and other related programs as follows:

1. Individual Collection (non-dumpster)

\$ 62.53 per annum per unit for recycling services

\$155.62 per annum per unit for garbage, refuse and yard waste services

\$218.15 per annum per unit for total special charge

PART II. The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. This ordinance shall take effect and be in force from 12:00 AM on January 1, 2022.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

Published: November 24, 2021

ORDINANCE NO. 2991

**AN ORDINANCE AMENDING SECTIONS OF CHAPTER 6 AND 18 OF THE
MUNICIPAL CODE AS IT RELATES TO FIRE INSPECTIONS AND PREVENTION**

WHEREAS, the Common Council previously adopted sections of the Municipal Code of the City of Greenfield which establishes certain rules related to fire inspections, fire prevention; and

WHEREAS, the Common Council desires to modify such rules for the purposes updating outdated references and otherwise modernizing the rules; and

NOW, THEREFORE, the Common Council of the City of Greenfield do ordain as follows:

PART 1: Section 6.09(4) of the Municipal Code is hereby repealed and recreated to read as follows:

6.09(4) - *Record of inspections*. The Chief shall keep a written or electronic record of each property inspected which shall conform to the requirements of Department of Safety and Professional Services (DSPS) and shall make the annual report of inspections required by DSPS to qualify the City for 2 percent dues.

PART II: Chapter 18 of the Municipal Code is amended as follows (NOTE: Where applicable, deleted text is ~~struck through~~, added text is double underlined):

A. Section 18.02 is repealed and recreated to read as follows:

Unless otherwise expressly stated, terms used in this Chapter shall have the same meaning as given in the most current versions of NFPA 1 (Chapter 3), NFPA 101 (Chapter 3), and/or the NFPA standard(s) or code(s) applicable to the specific subject material that are legislatively adopted by state statute.

B. Section 18.03 is repealed and recreated to read as follows:

18.03(1) The City adopts the provisions of the most current version of the following sections of the Wisconsin Administrative Code as if they were fully set forth herein:

- (a) SPS 303 Administrative Procedures
- (b) SPS 305 Licenses, Certifications and Registrations
- (c) SPS 307 Explosives and Fireworks
- (d) SPS 308 Mines, Pits and Quarries
- (e) SPS 310 Flammable, Combustible and Hazardous Liquids
- (f) SPS 314 Fire Prevention
- (g) SPS 316 Electrical
- (h) SPS 318 Elevators, Escalators and Lift Devices
- (i) SPS 326 Manufactured Home Communities
- (j) SPS 328 Smoke Detectors and Carbon Monoxide Detectors
- (k) SPS 333 Passenger Ropeways
- (l) SPS 334 Amusement Rides
- (m) SPS 335 Infectious Agents
- (n) SPS 340 Gas Systems
- (o) SPS 341 Boilers and Pressure Vessels
- (p) SPS 343 Anhydrous Ammonia
- (q) SPS 345 Mechanical Refrigeration
- (r) SPS 348 Petroleum and Other Liquid Fuel Products
- (s) SPS 361-366 Wisconsin Commercial Building Code
- (t) SPS 371 Solar Energy Systems
- (u) SPS 375-379 Existing Buildings

18.03(2) In cases of conflict between local and state codes, the most restrictive provisions, as determined by the AHJ, shall govern.

C. Section 18.04 of the Municipal Code is repealed and recreated to read as follows:

The City adopts the provisions of the most current version of the International Fire Code published by the I.C.C. as if it was fully set forth herein.

D. Section 18.05 of the Municipal Code is repealed and recreated to read as follows:

The City adopts the the provisions of the most currently adopted version of the following NFPA publications as if they were fully set forth herein:

- (1) NFPA 1 Uniform Fire Code (applies only to the use, maintenance, operation and testing).
- (2) NFPA 10 Standard for Portable Fire Extinguishers.
- (3) NFPA 11 Standard for Low-, Medium- and, High-Expansion Foam.
- (4) NFPA 12 Standard on Carbon Dioxide Extinguishing Systems.

- (5) NFPA 13 Standard for the Installation of Sprinkler Systems.
- (6) NFPA 13D Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes.
- (7) NFPA 13R Sprinkler Systems in Residential Occupancies Up To and Including Four Stories in Height.
- (8) NFPA 14 Standard for the Installation of Standpipes, Private Hydrant, and Hose Systems.
- (9) NFPA 15 Standard for Water Spray Fixed Systems for Fire Protection.
- (10) NFPA 16 Standard for the Installation of Foam-Water sprinkler and Foam-Water Spray Systems.
- (11) NFPA 17 Standard for Dry Chemical Extinguishing Systems.
- (12) NFPA 17A Standard for Wet Chemical Extinguishing Systems.
- (13) NFPA 20 Standard for the Installation of Stationary Pumps for Fire Protection.
- (14) NFPA 22 Standard for Water Tanks for Private Fire Protection.
- (15) NFPA 24 Standard for the Installation of Private Fire Service Mains and their Appurtenances.
- (16) NFPA 25 Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems.
- (17) NFPA 30 Flammable and Combustible Liquids Code.
- (18) NFPA 30B Code for the Manufacture and Storage of Aerosol Products.
- (19) NFPA 33 Standard for Spray Application Using Flammable or Combustible Materials.
- (20) NFPA 45 Standard on Fire Protection for Laboratories Using Chemicals.
- (21) NFPA 72 National Fire Alarm Code.
- (22) NFPA 96 Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations.
- (23) NFPA 230 Standard for Fire Protection of Storage.
- (24) NFPA 291 Practice for Fire Flow Testing and Marking of Hydrants.
- (25) NFPA 303 Fire Protection Standards for Marine and Boatyards.
- (26) NFPA 307 Standard for the Construction and Fire Protection for Marine Terminals, Piers, and Wharves.

- (27) NFPA 430 Code for the storage of Liquid and Solid Oxidizers.
- (28) NFPA 704 Standard System for the Identification of the Hazards of Materials for Emergency Response.
- (29) NFPA 750 Standard on Water Mist Fire Protection Systems.
- (30) NFPA 850 Recommended Practice for Fire Protection for Electric Generating Plants.
- (31) NFPA 1123 Code for Firework Display.
- (32) NFPA 2001 Standard on Clean Agent Fire Extinguishing Systems.

E. Section 18.12(3) is repealed.

F. Section 18.12(4) is repealed.

G. Section 18.12(6) is amended to read as follows:

(6) When a sprinkler system is required by this chapter but not the Wisconsin Department of ~~Commerce~~ Safety and Professional Services, at a structure that is not currently serviced by a municipal water source.

(a) An NFPA compliant sprinkler system shall be installed. The following protection will constitute an approved automatic fire sprinkler system. The system shall be installed and connected to an approved water supply (well, pressurized tank or fire pump), capable of delivering the required water at the required pressure as determined by hydraulically calculating the system demand in accordance with NFPA 13 for a period not less than 15 minutes for the most hydraulically demanding area. A letter from a ~~certified fire protection engineer or a State of Wisconsin permitted fire protection designer~~ Wisconsin licensed Professional Engineer attesting the ability of the system to comply with the above requirement shall be required prior to occupancy.

(b) Within 90 days after a municipal water system becomes available, the sprinkler system shall be connected to the municipal water supply.

H. Section 18.12(7)(c) is repealed.

I. Section 18.12(9)(a) is repealed.

J. Section 18.14(5) is amended to read as follows:

Fire Department access roads, fire lanes, and pumper pads. Unobstructed fire lanes that are accessible from a public road shall be provided for every building or portion of a building in accordance with this Code and ~~COMM 62~~ any applicable provision of the adopted SPS sections of the Wisconsin Administrative Code.

K. Section 18.14(9) is repealed.

PART III: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART IV: All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART V: This ordinance shall take effect and be in force upon its passage and on the day after its publication.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on this 16th day of November, 2021.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

Published: November 24, 2021