MINUTES OF THE COMMON COUNCIL MEETING HELD AT THE GREENFIELD CITY HALL ON TUESDAY, OCTOBER 17, 2023

A. Call to Order & Roll Call

The meeting was called to order by Mayor Neitzke at 7:01 PM.
Present: Alderpersons Andrew Drzewiecki, Bruce Bailey, Karl Kastner, Pamela Akers, Shirley Saryan
Also present: Jeff Katz, Director, Neighborhood Services; Jennifer Goergen, City Clerk; Kristi Porter, Community Development Manager; Paula Schafer, Finance Director; Tim Sowinski, Deputy Comptroller

B. Opening Prayer

C. Pledge of Allegiance

D. Approval of the October 3, 2023 Common Council minutes

Motion by Alderperson Bailey, seconded by Alderperson Drzewiecki to approve. Motion carried unanimously.

E. Mayor's Report

1. Resolution authorizing the issuance of not to exceed $12,000,000 taxable note anticipation notes.

Mayor Neitzke went to agenda item K10.

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

F. Aldermanic Reports

G. Announcements

H. Citizen Commentary

I. Public Hearings

1. Public Hearing on a Special Use Permit for Clarity Massage, a proposed massage therapy business, to be located at 5170 S. 76 St., Suite 213, submitted by Jessica Reimer, d/b/a Clarity Massage and John Weiss, d/b/a My Salon Suite of Greenfield. (Tax Key No. 650-8998-009) (PC-9/12/23 Kastner)

The public hearing opened at 7:30 PM.

The applicant is present.

Mayor Neitzke presented the site information, and the zoning code changes.

Motion by Alderperson Akers, seconded by Alderperson Saryan to close the public hearing. Motion carried unanimously.

a. Approve a Resolution for a Special Use Permit for Clarity Massage, a proposed massage therapy business, to be located at 5170 S. 76 St., Suite 213, submitted by Jessica Reimer, d/b/a Clarity Massage and John Weiss, d/b/a My Salon Suite of Greenfield. (Tax Key No. 650-8998-009) (PC-9/12/23 Kastner)

Motion by Alderperson Akers, seconded by Alderperson Drzewiecki to approve agenda items I1a and I1b as presented. On a roll call vote, motion carried unanimously.

b. Approve a Site Plan Review for Clarity Massage, a proposed massage therapy business, to be located at 5170 S. 76 St., Suite 213, submitted by Jessica Reimer, d/b/a Clarity Massage and John Weiss, d/b/a My Salon Suite of Greenfield.
(Tax Key No. 650-8998-009) (PC-9/12/23 Kastner)

Approved under agenda item I1a.

2. Public Hearing on a Special Use Permit for Game Together MKE, a proposed used merchandise store, to

be located at 4635 S. 108 St., submitted by Steven Barron, d/b/a Game Together MKE and Salim Shelleh, d/b/a Forest Park Real Estate LLC. (Tax Key No. 609-0033-001) (PC-9/12/23 Kastner)

The public hearing opened at 7:31 PM.

Steve Barron, the applicant, is present.

Mrs. Porter presented the site information, a description of the business, and the hours of operation.

Mayor Neitzke and Mr. Barron discussed the hours of operation and that they should be changed to 10 AM - 7 PM, seven days a week. The store doesn't need to be open for that full length of time.

Mrs. Porter continued with parking, site improvements, and recommendations from the Plan Commission.

Motion by Alderperson Akers, seconded by Alderperson Drzewiecki to close the public hearing at 7:33 PM. Motion carried unanimously.

a. Approve a Resolution for a Special Use Permit for Game Together MKE, a proposed used merchandise store, to be located at 4635 S. 108 St., submitted by Steven Barron, d/b/a Game Together MKE and Salim Shelleh, d/b/a Forest Park Real Estate LLC. (Tax Key No. 609-0033-001) (PC-9/12/23 Kastner)

   Alderperson Akers and Mr. Barron discussed selling and buying secondhand equipment.

   Motion by Alderperson Akers, seconded by Alderperson Kastner to approve agenda items I2a and I2b with the hours of operation to be 10 AM - 7 PM, seven days a week. On a roll call vote, motion carried unanimously.

b. Approve a Site Plan Review for Game Together MKE, a proposed used merchandise store, to be located at 4635 S. 108 St., submitted by Steven Barron, d/b/a Game Together MKE and Salim Shelleh, d/b/a Forest Park Real Estate LLC. (Tax Key No. 609-0033-001) (PC-9/12/23 Kastner)

   Approved under agenda item I2a.

3. Public Hearing on a Special Use Permit for One + 1, a proposed full-service restaurant, to be located at 5442-44 W. Forest Home Ave., submitted by Par Hnem Cung, d/b/a OnePlus1 LLC. (Tax Key No. 556-8988-001) (PC-9/12/23 Kastner)

The public hearing opened at 7:35 PM.

Mrs. Porter presented the site information, a description of the business, hours of operation, parking, site improvements, and recommendations from the Plan Commission. There weren't any letters of objection or support received.

Alderperson Kastner and Mrs. Porter discussed the signage and painting. Par Hnem Cung spoke about having one year to paint and that she is going to ask neighbors to rent their parking area.

Mayor Neitzke said that she has one year to paint, so by next winter.

Motion by Alderperson Kastner, seconded by Alderperson Akers to close the public hearing at 7:39 PM. Motion carried unanimously.

a. Approve a Resolution for a Special Use Permit for One + 1, a proposed full-service restaurant, to be located at 5442-44 W. Forest Home Ave., submitted by Par Hnem Cung, d/b/a OnePlus1 LLC. (Tax Key No. 556-8988-001) (PC-9/12/23 Kastner)

   Motion by Alderperson Kastner, seconded by Alderperson Akers to approve agenda items I3a and I3b, subject to staff comments and painting the building in one year by next winter. On a roll call vote, motion carried unanimously.

b. Approve a Site Plan Review for One + 1, a proposed full-service restaurant, to be located at 5442-

44 W. Forest Home Ave., submitted by Par Hnem Cung, d/b/a OnePlus1 LLC. (Tax Key No. 556-8988-001) (PC-9/12/23 Kastner)

Approved under agenda item I3a.

J. Old Business

1. Appointments to various committees and commissions:

   a. Mayor appointments, confirmed by Council:

      i. One member to the Board of Review for a term to expire 5/1/2026 (formerly James Jaworowicz)

      Place on next agenda.

      ii. One member to the Zoning Board of Appeals for a term to expire 5/1/26 (formerly John Rivera)

      Place on next agenda.

K. New Business

1. Claim received from Axley Brynelson, LLP on behalf of F. Patrick LaSusa and Mary H. Payne. (Goergen)

   Referred to the City Attorney.

2. Notice of Injury received from Gimbel, Reilly, Guerin & Brown LLP on behalf of Susan A. Fowler. (Goergen)

   Referred to the City Attorney, CVMIC, and legal counsel.

3. Consider/approve resolution allowing claim of Nickie Cooper. (Goergen)

   Motion by Alderperson Kastner, seconded by Alderperson Akers to approve and not to exceed $500. On a roll call vote, motion carried unanimously.

4. Approve applications for 2023-2024 operator licenses (Goergen)

   Motion by Alderperson Akers, seconded by Alderperson Drzewiecki to approve. Motion carried unanimously.

5. Approve a change of agent from Israel Taylor to Ashleigh Elizabeth Balsley, 2523 E. Webster Place, Apt. 11, Milwaukee, WI 53221, for the 2023-2024 "Class A" Combination Fermented Malt Beverage and Liquor Retailer's License held by Aldi, Inc. (Wisconsin), 4615 W. Layton Ave. (Aldi #23). (Goergen)

   Motion by Alderperson Akers, seconded by Alderperson Saryan to approve. Motion carried unanimously.

6. Approve application for a 2023-2024 Coin Operated or Automatic Dry Cleaning and/or Washing Machine License received from Mega Laundromat LLC, Kabir Ahmed, Agent, for the property at 4101 W. Howard Ave. (Goergen)

   Motion by Alderperson Drzewiecki, seconded by Alderperson Akers to approve. Motion carried unanimously.

7. Approve application for a 2023-2024 Secondhand/Pawnbroker Article Dealer license received from Resale Barron LLC, Steven Barron, Agent, for the property at 4635 S. 108th St. (Game Together MKE) (Goergen)

   Motion by Alderperson Akers, seconded by Alderperson Drzewiecki to approve. Motion carried unanimously.

8. Adopt a resolution in support of applying for a grant from the Wisconsin Department of Natural Resources for Urban Forestry. (Katz)

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

9. Accept a grant from the Milwaukee Metropolitan Sewerage Commission for trees to be planted at Konkel Park. (Katz)

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

   Mayor Neitzke went to agenda item K11.

10. Consideration and possible action on a "Resolution Approving an Amendment to the Project Plan of Tax Incremental District No. 6." (Porter)

    Kristi Porter, Community Development Manager, introduced TID 6, located by 84th South, which is going to donate excess incremental revenue to TID 8, the Loomis Crossing development. She spoke about the scope of the plan, the cost estimates, the timeline of TID 6, the TID 8 location and buildings, why TID 8 needs more donations, Reinhart and Cobalt partnerships with the City, future developer agreements, the amendment, funding, and the Joint Review Board and the Community Development Authority meetings.

    Alderperson Akers and Mrs. Porter discussed that the north side of Loomis Crossing isn't relying on financial assistance.

    Mayor Neitzke and Jeff Katz, Director of Neighborhood Services, spoke about the Turf's status, the increments, scaling back some of the scope, the phases, economics, the funds, and the costs.

    Deb Tomczak from Reinhart is present.

    Alderperson Akers and Mayor Neitzke discussed waiting until costs come down, the elaborate plan, Grindline skate park developer, and fundraising.

    Mayor Neitzke stated that it's a preliminary resolution, the process, and the interest rates.

    Joe Murray, the City's financial advisor from Ehlers, talked about the plan amendment and the handout.

    Motion by Alderperson Kastner, seconded by Alderperson Drzewiecki to approve the preliminary resolution and the Project Plan.

    Under discussion, Mr. Murray advised that the plans should be approved before the funds, and Jennifer Goergen, City Clerk, stated that they should be taken separately.

    Motion withdrawn by Alderperson Kastner.

    Motion by Alderperson Kastner, seconded by Alderperson Drzewiecki to approve the Project Plan. On a roll call vote, motion carried unanimously.

    Mayor Neitzke went to agenda item E1.

11. Discussion and action relative to the approval of the South 27th Street Business Improvement District 2024 Proposed Operating Plan. (Porter)

    Motion by Alderperson Saryan, seconded by Alderperson Drzewiecki to approve.

    Under discussion, Mayor Neitzke talked about the law change in regards to allowing two municipalities to have one bid.

    On a roll call vote, motion carried unanimously.

12. Approve a Special Use Review and Site Plan Review for an ownership change to Gold Coast Subs, an existing limited-service restaurant, located at 4263 W. Layton Ave., submitted by Joshua Bizub, d/b/a Gold Coast Subs. (Tax Key No. 621-9957-001) (PC-10/10/23 Kastner)

    Motion by Alderperson Saryan, seconded by Alderperson Drzewiecki to approve. On a roll call vote, motion carried unanimously.

Mayor Neitzke spoke about the previous and new owners.

13. Approve a Special Use Review and Site Plan Review for Meiji Restaurant, a proposed full-service restaurant, to be located at 3740 S. 108 St., submitted by Cai Huang, d/b/a Meiji Restaurant and Scott Lausten, d/b/a Keller, Inc. (Tax Key No. 562-9951-007) (PC-10/10/23 Kastner)
    Mrs. Porter said that it's the Genesis Restaurant location.

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

14. Consider/approve a Memorandum of Understanding (MOU) between the Wisconsin Elections Commission (WEC) and the City of Greenfield to participate in the Badger Book program and utilize the electronic poll book software created by the Commission, and authorize the Mayor to sign. (10/11/23 F&HR S. Saryan)
    Motion by Alderperson Akers, seconded by Alderperson Drzewiecki to approve. On a roll call vote, motion carried unanimously.

15. Decision to approve the UnitedHealthcare health, dental, vision, flexible spending account, health reimbursement account and Cobra benefits as presented for 1/1/2024 through 12/31/2024 and authorize Mayor to sign Acceptance of UnitedHealthcare Offer of Coverage letter (10/11/23 F&HR S. Saryan)
    Motion by Alderperson Saryan, seconded by Alderperson Kastner to approve. On a roll call vote, motion carried unanimously.

16. Approval of mileage reimbursements in the amount of $591.87. (10/11/23 F&HR S. Saryan)
    Motion by Alderperson Saryan, seconded by Alderperson Bailey to approve agenda items K16 and K17. On a roll call vote, motion carried unanimously.

17. Approval of schedules of disbursements in the amount of $1,633,919.29. (10/11/23 F&HR S. Saryan)
    Approved under agenda item K16.

L. Items for future agenda
    Four Public Hearings on November 21
    The Budget
    TIDs
    The Turf

M. Adjourn
    Motion by Alderperson Akers, seconded by Alderperson Bailey to adjourn at 7:50 PM. Motion carried unanimously.

    Jennifer Goergen, City Clerk

    Minutes transcribed by Trina Kaminski, Administrative Assistant
    Distributed: 10/19/2023

RESOLUTION NO. 3937

RESOLUTION APPROVING AN AMENDMENT TO THE PROJECT PLAN OF TAX INCREMENTAL DISTRICT NO. 6, CITY OF GREENFIELD, WISCONSIN

WHEREAS, the City of Greenfield (the "City") has determined that use of Tax Incremental Financing is required to promote development and redevelopment within the City; and,

WHEREAS, Tax Incremental District No. 6 (the "District") was created by the City on August 11, 2015 as a district in need of rehabilitation or conservation district; and,

WHEREAS, the City now desires to amend the Project Plan of the District (the "Amendment") in accordance with the provisions of Wisconsin Statutes Section 66.1105 (the "Tax Increment Law"); and,

WHEREAS, such Amendment will increase the donation from TID 6 to TID 8 from $16,000,000 to $19,915,000: and,

WHEREAS, an amended Project Plan for the District has been prepared that includes:

a. A statement listing of the kind, number and location of all proposed public works or improvements within the District, or to the extent provided in Wisconsin Statutes Sections 66.1105(2)(f)1.k. and 66.1105(2)(f)1.n., outside of the District;
b. An economic feasibility study;
c. A detailed list of estimated project costs;
d. A description of the methods of financing all estimated project costs and the time when the related costs or monetary obligations are to be incurred;
e. A map showing existing uses and conditions of real property in the District;
f. A map showing proposed improvements and uses in the District;
g. Proposed changes of zoning ordinances, master plan, map, building codes and City ordinances;
h. A list of estimated non-project costs;
i. A statement of the proposed plan for relocation of any persons to be displaced;
j. A statement indicating how the amendment of the District promotes the orderly development of the City;
k. An opinion of the City Attorney or of an attorney retained by the City advising that the Project Plan is complete and complies with Wisconsin Statutes Section 66.1105(4)(f).; and,

WHEREAS, prior to its publication, a copy of the notice of public hearing was sent to the chief executive officers of Milwaukee County, the Greenfield School District, and the Milwaukee Area Technical College District, and any other entities having the power to levy taxes on property located within the District, in accordance with the procedures specified in the Tax Increment Law; and,

WHEREAS, in accordance with the procedures specified in the Tax Increment Law, the Community Development Authority of the City of Greenfield (the "CDA"), on October 9, 2023 held a public hearing concerning the proposed amendment to the Project Plan, providing interested parties a reasonable opportunity to express their views thereon; and,

WHEREAS, after said public hearing, the CDA adopted the Project Plan, and recommended to the Common Council that it amend the Project Plan.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield that:

1. The boundaries of the District named "Tax Incremental District No.6, City of Greenfield," remain unchanged.

2. That this Amendment is effective as of the date of adoption of this Resolution.

3. The Common Council finds and declares that:

   (a) The improvement of such area is likely to enhance significantly the value of substantially all of the other real property in the District.
   (b) The City estimates that approximately 47.5% of the territory within the District will be devoted to retail business at the end of the District's maximum expenditure period, pursuant to Wisconsin Statutes Section 66.1105(5)(b).
   (c) The project costs relate directly to promoting the rehabilitation or conservation of the area consistent with the purpose for which the District is created. And any remaining project costs to be incurred have or will directly promoted/promote rehabilitation or conservation, consistent with the purpose for which the District is created.
   (d) Under the amended Project Plan, a total of $19,915,000 in excess tax increments will be transferred to the Recipient District (District 8).
   (e) The District and the Recipient District lie within the same overlapping taxing jurisdictions.
   (f) The District has sufficient revenue to pay for all current Project Costs and has sufficient excess revenue to pay for eligible project costs of the Recipient District.
   (g) The Recipient District is a blighted area district which qualifies it as an eligible recipient of excess revenue.

4. The Project Plan for "Tax Incremental District No. 6, City of Greenfield" (see Exhibit A), as amended, is approved, and the City further finds the Project Plan is feasible and in conformity with the master plan of the City.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 17th day of October, 2023.

APPROVED:

_____

Michael J. Neitzke, Mayor

ATTEST:

_____

Jennifer Goergen, City Clerk

EXHIBIT A -

PROJECT PLAN

[SEE ATTACHED]

RESOLUTION NO. 3938

RESOLUTION AUTHORIZING THE ISSUANCE
OF NOT TO EXCEED $12,000,000
TAXABLE NOTE ANTICIPATION NOTES

WHEREAS, it is necessary that funds be raised by the City of Greenfield, Milwaukee County, Wisconsin (the "City") for the public purpose of paying the cost of prepaying two municipal revenue obligations issued in connection with developments within the City's Tax Increment District No. 6, to wit: the $8,000,000 Taxable Tax Increment Revenue Bond (Tax Incrment District No. 6 – 84 South MOB Prepayment) and the $4,500,000 Community Development Authority of the City of Greenfield Taxable Redevelopment Revenue Bond (Chapman Cobalt Prepayment) (the "Prepayment"), and there are insufficient funds on hand to pay said costs;

WHEREAS, the City hereby finds and determines that the Prepayment is within the City's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes;

WHEREAS, cities are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such public purposes;

WHEREAS, the City has determined to provide interim financing for the Prepayment by issuing taxable note anticipation notes pursuant to Section 67.12(1) of the Wisconsin Statutes which authorizes cities to issue note anticipation notes in anticipation of receiving proceeds of general obligation promissory notes which the City has authorized or covenanted to issue;

WHEREAS, the City will hereinafter authorize the issuance of taxable general obligation promissory notes as the security for repayment of the taxable note anticipation notes authorized hereunder; and

WHEREAS, it is the finding of the Common Council that it is necessary, desirable and in the best interest of the City to provide for the issuance of Taxable Note Anticipation Notes pursuant to Section 67.12(1)(b) of the Wisconsin Statutes, in anticipation of receiving the proceeds from the issuance and sale of the taxable general obligation promissory notes authorized hereunder to provide funding for the Prepayment.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City that:

Section 1. Authorization of Taxable General Obligation Promissory Notes. The City hereby authorizes the issuance of taxable general obligation promissory notes pursuant to the provisions of Chapter 67 of the Wisconsin Statutes, in an amount not to exceed $12,000,000 to retire any outstanding taxable note anticipation notes issued for the purpose of providing interim financing for the Prepayment.

Section 2. Authorization of the Taxable Note Anticipation Notes. For the purpose of providing interim financing for the Prepayment, there shall be borrowed pursuant to Section 67.12(1) (b) of the Wisconsin Statutes, the principal sum of not to exceed TWELVE MILLION DOLLARS ($12,000,000) from a purchaser to be determined by subsequent resolution of this Common Council (the "Purchaser").

Section 3. Sale of the Taxable Note Anticipation Notes. To evidence such indebtedness, the Mayor and City Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the City, taxable note anticipation notes aggregating the principal amount of not to exceed TWELVE MILLION DOLLARS ($12,000,000) (the "Notes").

Section 4. Award of the Notes. The Finance Director (in consultation with the City's financial advisor, Ehlers & Associates, Inc.) shall prepare or cause to be prepared the offering documents and take other actions necessary for the sale and award of the Notes on November 21, 2023.

Section 5. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the City or any parts thereof in conflict with the provisions hereof shall be and the same are hereby rescinded insofar as they may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted this 17th day of October, 2023.

_____
Michael J. Neitzke,
Mayor

ATTEST:

_____
Jennifer Goergen,
City Clerk (SEAL)

RESOLUTION NO. 3939

Special Use Permit for Clarity Massage, a proposed massage therapy business, to be located at 5170 S. 76 St., Suite 213, submitted by Jessica Reimer, d/b/a Clarity Massage and John Weiss, d/b/a My Salon Suite of Greenfield. (Tax Key No. 650-8998-009)

WHEREAS, Jessica Reimer, d/b/a Clarity Massage, 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 Clarity Massage, a proposed massage therapy business, to be located at 5170 S. 76 St., Suite 213; and,

WHEREAS, after due notice, a public hearing was held by the Common Council on October 17, 2023, 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, Jessica Reimer, d/b/a Clarity Massage, resides at 2571A N. Dousman St., Milwaukee, WI 53212.

2. The applicant will lease a portion of the multi-tenant commercial building owned by BR of Wisconsin LLC, PO Box 13125, Milwaukee, WI 53213-0125.

3. Clarity Massage will occupy approximately 135 sq. ft. of the multi-tenant commercial building located at 5170 S. 76 St., Greenfield, Milwaukee County, Wisconsin, more particularly described as follows:

Parcel 2 of Certified Survey Map No. 6117, being a part of the Southwest ¼ Section 27, Township 6 North, Range 21 East, in the City of Greenfield, Milwaukee County, Wisconsin.

Tax Key No. 650-8998-009

Said land being located at 5170 S. 76 St.

4. The applicant is proposing to establish a massage therapy business within the existing salon suite commercial building.

5. The aforesaid premise is zoned C-4 Regional Business District under the Zoning Ordinance of the City of Greenfield, which permits Offices of All Other Misc. Health Practitioners (massage therapists) 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, east, and west are developed as commercial. 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 Jessica Reimer, d/b/a Clarity Massage and John Weiss, d/b/a MySalon Suite of Greenfield, to establish a massage therapy business, to be located at 5170 S. 76 St., Suite 213, 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 September 12, 2023 and by the Common Council on October 17, 2023. 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 Clarity Massage will be 11:00am – 7:30pm Monday – Thursday, and 10:30am – 3:00pm Saturday and Sunday.

4. Off-Street Parking. A total of 2 off-street parking stalls are required for Clarity Massage. The entire multi-tenant commercial building requires a total of 103 off-street parking spaces. The property will provide 47 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 must be 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 by a four-sided board-on-board refuse 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.

_____
Jessica Reimer, d/b/a Clarity Massage

_____
John Weiss, d/b/a MySalon Suite

Provided to applicant on the

_____day of _____, 2023

_____
Community Development Manager

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 17th day of October, 2023.

APPROVED:

_____
Michael J. Neitzke, Mayor

ATTEST:

_____
Jennifer Goergen, City Clerk

RESOLUTION NO. 3940

Special Use Permit for Game Together MKE, a proposed used merchandise store, to be located at 4635 S. 108 St., submitted by Steven Barron, d/b/a Game Together MKE, and Salim Shelleh, d/b/a Forest Park Real Estate LLC. (Tax Key No. 609-0033-001)

WHEREAS, Steven Barron, d/b/a Game Together MKE, 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 Game Together MKE, a proposed used merchandise store, to be located at 4635 S. 108 St.; and,

WHEREAS, after due notice, a public hearing was held by the Common Council on October 17, 2023, 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, Steven Barron, d/b/a Game Together MKE, resides at 3320 S. 55 Street, Milwaukee, WI 53219.

2. The applicant will lease a portion of the multi-tenant commercial building owned by Forest Park Real Estate, LLC, 2765 S. 27 St., Milwaukee, WI 53215.

3. Game Together MKE will occupy approximately 1,475 sq. ft. of the multi-tenant commercial building located at 4635 S. 108 St., Greenfield, Milwaukee County, Wisconsin, more particularly described as follows:

Lots 2, 3, 4 and 5 of Block 1 of Valley View Heights, a recorded subdivision, plus the East 1/2 of a vacated alley adjacent on the West, all being a part of the Southeast 1/4 of Section 19, Township 6 North, Range 21 East, in the City of Greenfield, Milwaukee County, Wisconsin.

Tax Key No. 609-0033-001

Said land being located at 4633-4663 S. 108 St.

4. The applicant is proposing to establish a used merchandise store within the existing multi-tenant commercial building.

5. The aforesaid premise is zoned C-4 Regional Business District under the Zoning Ordinance of the City of Greenfield, which permits used merchandise stores 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. 108 St. commercial corridor. 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 Steven Barron, d/b/a Game Together MKE to establish a used merchandise store, focused on buying and selling used video games, consoles, accessories, and collectibles, to be located at 4635 S. 108 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 September 12, 2023 and by the Common Council on October 17, 2023. 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 Game Together MKE shall be 10:00am – 7:00pm, seven (7) days/week.

4. Off-Street Parking. A total of 7 off-street parking stalls are required for Game Together MKE. The entire multi-tenant commercial building requires a total of 70 off-street parking spaces. The property will provide 69 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 must be 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 by a four-sided board-on-board refuse 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.

_____
Steven Barron, d/b/a Game Together MKE

_____
Salim Shelleh, d/b/a Forest Park Real Estate LLC

Provided to applicant on the

_____day of _____, 2023

_____
Community Development Manager

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 17th day of October, 2023.

APPROVED:

_____
Michael J. Neitzke, Mayor

ATTEST:

_____
Jennifer Goergen, City Clerk

RESOLUTION NO. 3941

Special Use Permit for One + 1, a proposed full-service restaurant, to be located at 5442-44 W. Forest Home Ave., submitted by Par Hnem Cung, d/b/a OnePlus1 LLC. (Tax Key No. 556-8988-001)

WHEREAS, Par Hnem Cung, d/b/a OnePlus1 LLC, 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 One + 1, a proposed full-service restaurant, to be located at 5442-44 W. Forest Home Ave.; and,

WHEREAS, after due notice, a public hearing was held by the Common Council on October 17, 2023, 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, Par Hnem Cung, d/b/a OnePlus1 LLC, resides at 3444 S. 56 St.., Milwaukee, WI 53219.

2. The property is owned by Success Step, LLC, 3444 S. 56 St., Milwaukee, WI 53219.

3. One + 1 will occupy approximately 1,800 sq. ft. of the multi-tenant commercial building located at 5442-44 W. Forest Home Ave., Greenfield, Milwaukee County, Wisconsin, more particularly described as follows:

That part of the Southwest ¼ of Section 14, Township 6 North, Range 21 East in the City of Greenfield, Milwaukee County, State of Wisconsin, which is bounded and described as follows: Commencing at a point on the North line of said ¼ Section that is 27.72 feet East of the Northwest corner of the East 90 acres of the Northwest ¼ of said ¼ Section; thence South 33°55' East, 274.37 feet to the point of beginning of lands to be described; thence continue South 33°55' East, 161.23 feet to a point; thence North 50°33' East, 63.78 feet to a point; thence North 33°55' West, 154.56 feet to a point; thence South 55°20'30" West, 63.49 feet to the point of beginning. Excepting those pares in the City of Milwaukee and those parts taken for public street purposes.

Tax Key No. 556-8988-001

Said land being located at 5442-5446 W. Forest Home Ave.

4. The applicant is proposing to establish a full-service restaurant within the existing multi-tenant commercial building.

5. The aforesaid premise is zoned C-2 Community Commercial 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 W. Forest Home Ave. commercial corridor. Properties to the east, west, and south are developed as commercial. Properties to the north and southwest 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 Par Hnem Cung, d/b/a OnePlus1 LLC, to establish a full-service restaurant, to be located at 5442-44 W. Forest Home Ave., 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 September 12, 2023 and by the Common Council on October 17, 2023. 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 One + 1 will be 11:00am – 10:00pm Monday – Friday, and 7:00am – 10:00pm Saturday and Sunday.

4. Off-Street Parking. A total of 27 off-street parking stalls are required for One + 1. The entire multi-tenant commercial building requires a total of 40 off-street parking spaces. The property will provide 6 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 must be 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 by a four-sided board-on-board refuse 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.

_____
Par Hnem Cung, d/b/a OnePlus1 LLC

Provided to applicant on the
_____day of _____, 2023

_____
Community Development Manager

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 17th day of October, 2023.

APPROVED:

_____
Michael J. Neitzke, Mayor

ATTEST:

_____
Jennifer Goergen, City Clerk

COMMON COUNCIL
OF THE
CITY OF GREENFIELD

RESOLUTION NO. 3942

A RESOLUTION ALLOWING THE CLAIM OF NICKIE COOPER RELATING TO A LOST CELL PHONE

WHEREAS, Nickie Cooper submitted a claim with the City on September 6, 2023; and,

WHEREAS, Ms. Cooper alleged in her claim that, on or about August 20, 2032, the City Police Department lost her cell phone after her friend, who was using the phone, was taken into custody; and,

WHEREAS, the City Attorney has reviewed the facts and circumstances relating to the claim and recommends that, without admitting any negligence, the Common Council allow the claim, as set forth below; and,

WHEREAS, Wis. Stat. § 893.80 provides for the process by which the Common Council shall consider and handle claims made against the Council, the City and its officers, agents and employees; and,

WHEREAS, after considering the facts and circumstances of the claim, the Common Council desires to pay the claimed amount of the loss, as set forth below.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Greenfield, that the claim of Nickie Cooper, filed with the City on September 6, 2023, and relating to alleged loss occurring on August 20, 2023, is hereby allowed in an amount not to exceed **$500.00**.

BE IT FURTHER RESOLVED that the City Finance Director is hereby authorized and directed to pay the claim to the claimant upon receipt of a signed release of claims from the claimant.

Approved: _____
Michael J. Neitzke, Mayor

Date Approved: _____, 2023

This is to certify that the foregoing Resolution was adopted by the Common Council of the City of Greenfield, Wisconsin, at a meeting held on the 17th day of October, 2023.

_____
Jennifer Goergen, City Clerk

RESOLUTION NO. 3943
AUTHORIZING RESOLUTION FOR
AN URBAN FORESTRY GRANT

WHEREAS, the applicant, the City of Greenfield, is interested in obtaining a cost-share grant from Wisconsin Department of Natural Resources for the purpose of funding urban and community forestry projects specified in s. 23.097(1g), Wis. Stats.; and

WHEREAS, the applicant attests to the validity and veracity of the statements and representations contained in the grant application; and

WHEREAS, the applicant requests a grant agreement to carry out the project;

NOW, THEREFORE, BE IT RESOLVED, the applicant, the City of Greenfield, will comply with all local, state, and federal rules, regulations and ordinances relating to this project and the cost-share agreement;

BE IT FURTHER RESOLVED, the applicant will budget a sum sufficient to fully and satisfactorily complete the project; and

BE IT FURTHER RESOLVED, the applicant hereby authorizes and empowers the Director of the Department of Neighborhood Services, its official or employee, to act on its behalf to:

1. Sign and submit the grant application
2. Obtain Council authorization to enter into a grant agreement between applicant and the DNR
3. Submit interim and/or final reports to the DNR to satisfy the grant agreement
4. Submit grant reimbursement request to the DNR
5. Sign and submit other required documentation

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 17th day of October, 2023.

APPROVED:

_____
Michael J. Neitzke, Mayor

ATTEST:

_____
Jennifer Goergen, City Clerk