

MINUTES OF THE COMMON COUNCIL MEETING HELD AT THE GREENFIELD CITY HALL ON
TUESDAY, JANUARY 7, 2014 AT 7:00 P.M.

The meeting was called to order by Mayor Neitzke at 7:00 p.m.

1. ROLL CALL: Alderperson Lubotsky
Alderperson Pietrowski
Alderperson Kastner
Alderperson Akers
Alderperson Saryan

ALSO PRESENT:	Jennifer Goergen	City Clerk
	Roger Pyzyk	City Attorney
	Rick Sokol	Director of Neighborhood Services

2. An opening prayer was given by Pastor Steve Rogers.
3. Pledge of Allegiance
4. After a discussion, it was moved by Alderperson Pietrowski, seconded by Alderperson Lubotsky, to approve the December 18, 2013 Common Council minutes, with the following Mayor's correction or addition to the minutes as it relates to Item #13a:

Discussion and decision regarding replacement of Parks & Recreation Program Registration/Facility Credit Card processor/Gateway

Mayor Neitzke stated ultimately that the goal is to have one gateway and credit card processor for the City to the extent possible. Currently, almost each and every department has its own different way to process payments, if they can. The City is seeking service that is cost effective, reputable and is secure.

Scott Jaquish, Director of Parks & Recreation, said currently the way Parks & Recreation accepts payments is twofold. Online, which is external through a gateway. The gateway used until recently was Active. The other way is internal through their merchant, in the credit card swiper they have in the office. There are two different third parties processing credit cards. With the new software that has now been integrated, there is the opportunity to change and upgrade that and make it a more seamless. Through ETS, a one single service provider, they would handle not only online but also the internal credit card processing. ETS is done more efficiently and at a less expensive rate. It also eliminates the need to charge a convenience fee for those going online to register. Right now, through Active, a convenience fee is being charged to do that. An analysis was done for the January statement, which was roughly \$40,000 in the Park & Recreation Department revenues. The current fees were about \$1,100. ETS would provide that same services for about \$780. Over the course of a year it is evident the savings that could exist. January was the largest credit card month. It just happened to be the one that looked at, but there is a potential savings of about \$2,500 annually on just credit card processing.

Mayor Neitzke added that the process would be more efficient internally. He pointed out that in the future the Clerk's Office we will be integrating this same type of payment service for licenses. Currently credit cards or debit cards are not accepted in the Clerk's Office. The financial end is designed to get into One Solutions Finance package. Same thing in Neighborhood Services. Currently if a builder or a homeowner came in and wanted to take out a permit to put in a water heater, there is no way to accept credit card or debit for that and all this is bringing it all together. Other Departments hopefully will be integrated as well. Mayor Neitzke said he'd entertain a motion to choose ETS as the City's registration facility credit card processor and gateway to the extent that they can be integrated City-wide in other Departments. He'd prefer not to come back every time a department can integrate them. In the event that there is a department that can't use ETS or another provider or service is necessary, that would return for approval. He said while this is right now for the Park & Recreation program, he would ask that it be extended for all credit card and gateway integration to the extent that it can be.

It was moved by Alderperson Kastner, seconded by Alderperson Pietrowski, to approve ETS as the replacement Parks & Recreation Program Registration/Facility Credit Card processor/gateway and as the processor and gateway for other Departments to the extent it can be.

Motion carried unanimously.

5. Mayor's Report

- a. Mayor Neitzke stated the flag, present at this meeting, is dedicated to the City of Greenfield and was presented to him by Major John J. Gartside on behalf of Task Force Falcon, 3rd Combat Aviation Brigade, 3rd Infantry Division, CJTF-3 Kandahar. Major Gartside is a Greenfield High School graduate who went on to be a flight surgeon in the U.S. Army. His very proud parents reside in Greenfield. The certificate reads: This United States Flag is dedicated to the City of Greenfield, Wisconsin. This American Flag was flown in Afghanistan during Operation Enduring Freedom 13. It was flown in the face of the enemy during a combat mission in AH-64D Apache Attack Helicopter "GUNMETAL 33" Serial Number 03-5395. This flight served as a tribute to the men and women who lost their lives during the terrorist attacks of September 11th, 2001 and to all the service men and women who have paid the ultimate sacrifice in the fight against terrorism. This flag will forever bear witness to the resolve of the United States Military fighting against terrorists who threaten the freedom of the United States of America and the World. It was also signed by Officer Zachary H. Porter and Officer Jason Y. Freeze. Mayor Neitzke asked that the flag be placed on permanent display in City Hall to recognize those as indicated in the dedication, without objection.
- b. Mayor Neitzke stated the Kmart store on South 27th Street & West Layton Avenue and the Kmart store on Highway 100 & West Grange Avenue are closing. There has been discussion with interested parties relative to the Kmart site [on South 27th Street & West Layton Avenue]. Mayor Neitzke said that currently there are a lot of development opportunities in the City of Greenfield. He understands there is activity occurring at the Mount Carmel site, I-894 & West Loomis Road remains an interesting area, the Chapman site is coming to the forefront, there have been some discussions with regard to Spring Mall.

6. Aldermanic Reports

Alderman Pietrowski thanked the Department of Public Works for their good work in snowplowing, salting, and maintaining the roads in Greenfield. He sent out a special thanks to Mike Dermody of the Department of Public Works for resolving a call received from one of his constituents.

Alderman Pietrowski added that Mike Dermody's professionalism got back to him. He said it is nice to have such people to take care of business. Other alderpersons agreed.

Mayor Neitzke stated that late in the afternoon last Thursday or Friday, a woman came into his office that asked that the sidewalk on West Forest Home Avenue be taken care of because it hadn't been. Randy from the Department of Public Works and Eric from the Department of Parks & Recreation were both willing to take care of that before the crew went home. Mayor Neitzke also thanked the Fire Department. There was one business on Highway 100 that had a significant sprinkler failure. The Fire Department has been treating the residents, where this has been happening, and the business in an extremely professional fashion according to the people he has talked to. He also thanked, over Christmas and New Years, all the firefighters, Department of Public Works employees that were protecting the citizens. While residents were enjoying their families, those individuals were working around the clock to make sure the roads were safe and that citizens were safe. Mayor Neitzke also thanked the Finance Department for going through a major financial upheaval with regard to the City's internal software system. Information Technology (IT) installed, in the course of a few weeks, a new tax collection software system. He said he was very proud of IT and the Finance Department. It worked without a hitch and they should be commended for that as well as all the other things that they do. Mayor Neitzke stated there have been folks working for the City that have been working very, very hard to take care of the City while families enjoyed time together.

7. Announcements - None

8. Citizen Commentary - None

9. Legislative Committee Meeting held December 16, 2013

It was moved by Alderman Saryan, seconded by Alderman Lubotsky, to approve the following:

Item #4 Adopt a resolution to be forwarded to the County Clerk and our County Supervisors, requesting they pass a law which would prohibit the parking of vehicles with a gross weight of 12,000 pounds or more on the shoulders of South 92nd Street within the corporate limits of the City

Item #5 Adopt an ordinance amending Section 9.07(1) regarding snow and ice removal, with changes as noted by the Committee

After a discussion, on a roll call vote, the motion carried unanimously.

10. Appointments to various committees and commissions:

No appointments were made. Therefore, the following committee appointments are to be placed on the

NEXT AGENDA:

a. Mayor appointments, confirmed by Council:

(1) One member to the Board of Review for a term to expire 5/1/15 (formerly Don Holt)

(2) One member to the Board of Review for a term to expire 5/1/17 (formerly Allen Shutta)

(3) One alternate member to the Tree Commission for a term to expire 5/1/14 (formerly Lew Silva who was appointed a regular member at the 11/5/13 Council meeting)

b. Mayor appointments:

(1) One alternate member to the Plan Commission for a term to expire 5/1/15 (formerly Brad Sponholz) (Note: Becky Rupel was appointed 9/18/12 to fill this position but has not been sworn in and has declined the appointment)

(2) One alternate member to the Zoning Board of Appeals for a term to expire 5/1/15 (formerly Donald Kopp)

11. After a discussion, it was moved by Alderperson Lubotsky, seconded by Alderperson Pietrowski, to approve the issuance of an operator license to each of the following:

Morse, Nicole S.-300 Edwards Blvd.

Steinegger, Joshua R.-4731 S. Hunter Ln.

Motion carried unanimously.

No action was taken on the application for an operator license received from Allyson A. Edwards, S49 W25390 Gruettner Drive at this time on the basis of her police report. This item is to be placed on the **NEXT AGENDA** in closed session.

12. After a discussion, it was moved by Alderperson Saryan, seconded by Alderperson Akers, to adopt Resolution No. 3463.

RESOLUTION NO. 3463

RESOLUTION DESIGNATING OFFICIALS
AUTHORIZED TO DECLARE OFFICIAL INTENT UNDER
REIMBURSEMENT BOND REGULATIONS

WHEREAS, the Department of the Treasury has issued final regulations (Treas. Reg. Section 1.150-2) (the "Reimbursement Bond Regulations") that, for the purpose of determining whether interest on certain obligations of a state or local government is excluded from gross income for federal income tax purposes, permit the use of the proceeds of tax-exempt obligations to reimburse capital expenditures made prior to the date such obligations are issued only if the state or local government, within 60 days of the date of expenditure, declares its official intent to reimburse the expenditure with proceeds of a borrowing;

WHEREAS, the Reimbursement Bond Regulations require that if a current expenditure is to be permanently financed by a later issue of tax-exempt obligations a state or local government must declare its intention to reimburse itself for the expenditure from proceeds of a borrowing within 60 days from when the expenditure is made (the "Declaration of Official Intent");

WHEREAS, the Reimbursement Bond Regulations permit a state or local government to designate an official or employee to make Declarations of Official Intent on its behalf;

WHEREAS, the Common Council (the "Governing Body") of the City of Greenfield (the "Issuer") deems it to be necessary, desirable and in the best interest of the Issuer to authorize an official (or officials) or employee (or employees) of the Issuer to make a Declaration of Official Intent on its behalf when the Issuer reasonably expects to reimburse itself from the proceeds of a borrowing for certain expenditures for a specific property, project or program which it pays from other funds prior to the receipt of the proceeds of the borrowing with respect to such expenditures;

WHEREAS, the Governing Body hereby finds and determines that designating an official (or officials) or employee (or employees) with the authority to make Declarations of Official Intent will facilitate compliance with the Reimbursement Bond Regulations.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Issuer, pursuant to Treas. Reg. Section 1.150-2(e)(1), that:

Section 1. Authorization to Declare Official Intent. The following officials or employees of the Issuer are hereby authorized and designated to make Declarations of Official Intent pursuant to the above-referenced Reimbursement Bond Regulations: City Clerk

Section 2. Form of Declaration. Any such Declaration of Official Intent shall be made in substantially the form attached hereto.

Section 3. Public Availability. Any Declaration of Official Intent shall be maintained in the files of the Issuer and shall be made available for public inspection in compliance with applicable State law governing the availability of records of official acts of the Governing Body including Subchapter II of Chapter 19, Wisconsin Statutes (the "Public Records Law").

Section 4. Further Authorizations. The officials or employees authorized and designated above are each hereby further authorized to take such other actions as may be necessary or desirable to comply or evidence compliance with the Reimbursement Bond Regulations.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption and approval.

ADOPTED _____, 2014

APPROVED _____, 2014

Jennifer Goergen, City Clerk

Michael J. Neitzke, Mayor

On a roll call vote, the motion carried unanimously.

13. After a discussion during which Rick Sokol, Director of Neighborhood Services, addressed the Council, it was moved by Alderperson Kastner, seconded by Alderperson Pietrowski, to authorize the City Clerk to sign declaration of intent #2014-01 in regard to reimbursing expenditures with the proceeds of the borrow to be sold on January 21, 2014 not to exceed \$121,000.00. On a roll call vote, the motion carried unanimously.

14, 15 & 16. It was moved by Alderperson Pietrowski, seconded by Alderperson Saryan, to approve the following:

Schedules of disbursements in the amounts of \$213,432.42; \$252,316.86; \$476,903.46 and \$459,664.66

Mileage reimbursements in the amount of \$1,088.02

Accept the November 2013 financial statement

On a roll call vote, the motion carried unanimously.

17. City Attorney's Report:

- a. It was moved by Alderperson Pietrowski, seconded by Alderperson Lubotsky, to adopt Ordinance No. 2780.

ORDINANCE NO. 2780

AN ORDINANCE AMENDING SECTION 9.07(1) OF THE MUNICIPAL CODE
REGARDING SNOW AND ICE REMOVAL

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

PART I. Section 9.07(1) is hereby amended to read as follows:

9.07(1) Snow and Ice removal

- (1) *Duty to remove.* The owner, occupant or person in charge of each building or lot in the City shall clean the sidewalk in front of or adjoining such building or lot of snow or ice to the width of such sidewalk by noon of each day and cause the same to be kept clear of snow or ice; provided that when ice has so formed on any sidewalk that it cannot be removed, the persons herein referred to shall keep the same sprinkled with salt or sand. If snow shall continue to fall for some time, it shall be removed immediately after the same shall cease to fall. Where premises are occupied, the occupant or person in charge shall be primarily liable to comply with this section.
- (a) *Failure to remove snow may result in citation, and/or be removed by city at owner's expense.*
- (b) *Vacant property having snow removed by city will have the cost added to property tax bill, as a special charge.*
- (2) *Deposit on street prohibited.* No person shall deposit snow from private premises onto any portion of the paved roadway. No person shall be allowed to generate snow mounds causing visual obstructions and no person shall deposit snow past the curb line or edge of the roadway nearest his property.

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

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

ADOPTED _____, 2014

APPROVED _____, 2014

Jennifer Goergen, City Clerk

Michael J. Neitzke, Mayor

On a roll call vote, the motion carried unanimously.

- b. It was moved by Alderperson Lubotsky, seconded by Alderperson Saryan, to adopt Resolution No. 3464.

RESOLUTION NO. 3464

WHEREAS, the State, County and municipalities in the State of Wisconsin have been authorized by law to pass and enforce parking restrictions on streets, roadways and highways under their jurisdiction, and

WHEREAS, the City of Greenfield is located in Milwaukee County and there exists numerous main roadways that pass through the City of Greenfield which are designated county roads and for which Milwaukee County has jurisdiction over, and

WHEREAS, South 92nd Street in the City of Greenfield is a county road, to wit: County Highway "N", which abuts residential properties and apartments throughout its entire length, and

WHEREAS, said South 92nd Street is a heavily traveled street with both cars, trucks and semi-trucks, and buses on a daily basis, and

WHEREAS, said roadway as located in the City of Greenfield is a narrow, paved road consisting of two travel lanes (one in each direction, North and South) with side shoulders, no curb and gutters, and

WHEREAS, semi-trucks and trucks in excess of 12,000 lbs. gross weight are parking said vehicles overnight on the gravel shoulder immediately adjacent to the travel lane, and whereas said South 92nd Street within the City of Greenfield city limits is poorly lit with few street lights, and

WHEREAS, a safety hazard to the public safety, health and welfare exists under the aforementioned conditions,

NOW THEREFORE, the Common Council of the City of Greenfield requests its representatives and the full county board to prohibit the parking of vehicles with a gross weight of 12,000 lbs. or more on South 92nd Street and the roadway shoulder between the North and South city limits in the City of Greenfield.

ADOPTED _____, 2014

APPROVED _____, 2014

Jennifer Goergen, City Clerk

Michael J. Neitzke, Mayor

After a discussion, on a roll call vote, the motion carried unanimously.

- c. It was moved by Alderperson Kastner, seconded by Alderperson Lubotsky, to adopt Resolution No. 3465.

RESOLUTION NO. 3465

RESOLUTION REGARDING THE COMPENSATION OF THE
MUNICIPAL JUDGE OF THE CITY OF GREENFIELD COMMENCING MAY 1, 2014

WHEREAS, Effective May 1, 2014, the Municipal Judge shall receive \$26,016 per year paid annually;
and

WHEREAS, The Municipal Judge shall not receive medical and surgical insurance benefits. However, the Municipal Judge shall be eligible to participate in a Section 125 medical reimbursement plan (\$1,000/family or \$500/single) paid for by the City at time of open enrollment or upon election;

NOW, THEREFORE, BE IT RESOLVED, That this resolution shall take effect and be in force from May 1, 2014.

ADOPTED _____, 2014

APPROVED _____, 2014

Jennifer Goergen, City Clerk

Michael J. Neitzke, Mayor

After a discussion, on a roll call vote, the motion carried unanimously.

18. Items for future agenda - None

19. It was moved by Alderperson Pietrowski, seconded by Alderperson Lubotsky, to adjourn the meeting at 7:31 p.m. Motion carried unanimously.

Jennifer Goergen, City Clerk

JG:slw

Distributed: January 9, 2014