

MINUTES OF THE CITY OF ST. FRANCIS COMMON COUNCIL MEETING HELD FEBRUARY 22, 2017

The meeting was called to order at 7:13 p.m. by Mayor St. Marie-Carls. Following the Pledge of Allegiance and a moment of silence for the community, roll call was taken.

Present: Mayor St. Marie-Carls, Alderpersons Wattawa, Schandel, Brickner, McSweeney, Klug and Tutaj

Also Present: City Administrator Johnsrud, City Attorney Alexy, City Clerk/Treasurer Uecker, Police Chief Dietrich, City Engineer Dejewski, Building Inspector Vretenar, Fire Captain Poplar, Public Health Administrator Scott and interested citizens

Moved by Alderwoman Schandel, seconded by Alderman Klug to allow Alderman Tutaj to join the meeting via telephone. Motion carried.

Statement of Open Meetings Compliance: City Clerk Uecker stated that the meeting was properly posted and noticed.

Public Hearings:

A special Community Forum and Informational Meetings was held regarding the City of St. Francis Fire Protection and Emergency Medical Services.

Approval of Minutes:

Moved by Alderman Brickner, seconded by Alderman Wattawa to place on file the minutes of the Common Council meeting held February 7, 2017. Motion carried.

Reports from Committees/Commissions/Boards:

Moved by Alderman McSweeney, seconded by Alderman Klug to place on file with reference in the minutes the Reports from Committees/Commissions/Boards as listed on the February 22, 2017 Common Council agenda. Motion carried.

Recommendation of Action from Committees/Commissions/Boards:

Moved by Alderman Brickner, seconded by Alderman Wattawa to approve a Direct Sellers Permit from Brian Schraufnagel – The Window Store Home Improvements. Motion carried.

Moved by Alderman Brickner, seconded by Alderman Wattawa to approve a Temporary Class “B”/“Class B” Retailer’s License for Cavalier Athletic Association’s 4th Annual Bean Bag Toss Tournament – Dan Steffes at Thomas More High School at 2601 East Morgan Avenue in the Gym, Main Hallway, Cafeteria and Community Room for an event to be held March 11, 2017. Motion carried.

Moved by Alderman McSweeney, seconded by Alderman Klug to go out for an RFP for city assessing services for a maintenance contract. Motion carried.

Moved by Alderman McSweeney, seconded by Alderman Tutaj to change the City’s sewer billing from annual billing to quarterly billing and to direct the City Attorney to prepare the appropriate ordinance. Motion carried.

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Moved by Alderman McSweeney, seconded by Alderwoman Schandel to waive the weed cutting charges to the Wisconsin Department of Transportation for Tax Key Number 546-8991-003 for 2016 for \$479.50. Motion carried.

Moved by Alderman McSweeney, seconded by Alderman Klug to concur with the recommendation from the Planning Commission to advise Bear Development to prepare an application to amend the PUD to the conceptual design as submitted to the Planning Commission on February 22, 2017, to submit it to the City for review and to forward a copy of the application to the Community Development Authority for their consideration and recommendation with respect to the existing TIF Agreement. Motion carried.

Moved by Alderman McSweeney, seconded by Alderman Klug to concur with the recommendation from the Planning Commission to approve the rezoning from B2 to B2 Special Use and to set the date of the public hearing all contingent upon staff approval of the submittal of the interior site plan and the verification of the parking requirements. Motion carried.

Resolutions and Ordinances:

Moved by Alderman Wattawa, seconded by Alderman Klug to introduce and adopt an Ordinance to Repeal and Recreate Section 180-4(H) of the City of St. Francis Code of Ordinances "Limitation of Animals". Motion carried. **Ordinance No. 1405**

Discussion Items with Possible Action:

Moved by Alderman McSweeney, seconded by Alderman Wattawa to place on file and approval all the vouchers on the Voucher List dated February 8, 2017 through February 22, 2017 in the amount of \$2,075,165.36. Motion carried.

Moved by Alderman Wattawa, seconded by Alderman McSweeney to discuss the Raze Order for the property located at 1900 East Van Beck Avenue. Motion carried.

Moved by Alderman Wattawa, seconded by Alderman McSweeney to suspend the Raze Notice subject to City Staff negotiating with the owner and potential buyer to insure that the property is in condition for occupancy and to have an agreement for Council review on March 7, 2017. Motion carried.

Moved by Alderman Brickner, seconded by Alderman Wattawa to approve the EMS Contract for 2017 with Milwaukee County. Motion carried.

Training/Conference/Seminar Requests:

None

Appointments to Committees/Commissions/Boards:

None

Correspondence with Possible Action or Referral to Committees/Commissions/Boards:

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Moved by Alderwoman Schandel, seconded by Alderman Wattawa to place on file with reference in the minutes the Mayor's Update #101 dated February 16, 2017. Motion carried.

Moved by Alderman Klug, seconded by Alderman McSweeney to place on file with reference in the minutes the correspondence dated February 16, 2017 from the City Engineer regarding 2017 Engineering Services Request and to approve the request. Motion carried with Alderman Wattawa and Alderwoman Schandel opposed.

Announcement by Mayor Concerning Closed Session:

Mayor St. Marie-Carls stated that the Common Council would be convening into Closed Session pursuant to Wisconsin State Statutes.

Convene into Closed Session:

Moved by Alderwoman Schandel, seconded by Alderman Klug to convene into closed session pursuant to Wis. Stat. sec. 19.85(1)(e) for purposes of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Item for discussion – St. Francis Animal Hospital. The following voted "aye": Alderman Tutaj, Alderman Brickner, Alderman Wattawa, Alderman Klug, Alderman McSweeney and Alderwoman Schandel. Motion carried.

Time: 10:29 p.m.

Moved by Alderman McSweeney, seconded by Alderman Wattawa to reconvene to Open Session. Motion carried.

Time: 10:39 p.m.

Moved by Alderwoman Schandel, seconded by Alderman Wattawa to authorize the issuance of a statement of intent as far as the incentive that the City will provide to the St. Francis Animal Hospital in the amount of \$78,000 for the purpose of reimbursement of the costs of grading, storm water, shared driveway and sanitary sewer and water lateral; and if there are any remaining funds, it would be put toward the cost of development. Motion carried.

Adjourn:

Moved by Alderman Klug, seconded by Alderman McSweeney to adjourn. Motion carried.

Time: 10:42 p.m.

STATE OF WISCONSIN

CITY OF ST. FRANCIS

MILWAUKEE COUNTY

ORDINANCE NO. 1405

AN ORDINANCE TO REPEAL AND RECREATE SECTION 180-4(H) OF THE CITY OF ST. FRANCIS CODE OF ORDINANCES “LIMITATION OF ANIMALS”

WHEREAS, Chapter 180 of the City of St. Francis Code of Ordinances, establishes regulations pertaining to animals in the City of St. Francis; and

WHEREAS, the Legislative Committee, upon request, has reviewed the existing limitations on the number of animals permitted in single-family and multi-unit housing in the City; and

WHEREAS, the Legislative Committee, upon consideration from the Health Department, has recommended revisions to the City of St. Francis Code of Ordinances regarding the permitted number of cats and dogs; and

WHEREAS, the Common Council finds that adoption of the Legislative Committee’s proposal will promote the health, safety and welfare of the public;

NOW, THEREFORE, the Common Council of the City of St. Francis, Wisconsin do ordain as follows:

SECTION 1. Chapter 180, entitled “Animals”, Article I, “Dogs and Cats”, Section 180-4, “Dogs and cat licensing and regulation”, paragraph H, “Limitation of animals”, is hereby repealed and recreated to read as follows:

(H). Limitation of animals. ~~No household shall be allowed to have more than two dogs and two cats of licensable age. No person or household shall keep or harbor more than the following number of dogs and cats of licensable age in, on or about any single-family residence or residential dwelling unit in the City of St. Francis:~~

(a) Two (2) dogs and two (2) cats required to be licensed under this Chapter, or

(b) three (3) dogs required to be licensed, or

(c) three (3) cats required to be licensed.

SECTION 2. SEVERABILITY.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance

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are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

This ordinance shall take effect immediately upon passage and publication as provided by law.

Passed and adopted at a regular meeting of the Common Council of the City of St. Francis this 22ND day of February, 2017.

CITY OF ST. FRANCIS

BY: **/s/CoryAnn St. Marie-Carls**
CoryAnn St. Marie-Carls, Mayor

ATTEST:

/s/Anne B. Uecker, MMC/WCPC
Anne Uecker, City Clerk/Treasurer