

**MINUTES  
CITY OF PORT WASHINGTON  
CITY COUNCIL MEETING  
June 17, 2008**

A duly convened meeting of the Common Council was called to order at 7:30 p.m. by Mayor Scott Huebner in the Council Chambers. Council members present: Aldermen Paul Neumyer, Jim Vollmar, Burt Babcock, Tom Hudson, Dave Larson and Chris Ross. Absent & excused were Alderman Al Haacke and City Engineer Rob Vanden Noven. Also present: City Administrator Mark Grams, City Attorney Eric Eberhardt and City Planner Randy Tetzlaff. The Pledge of Allegiance to the flag was recited.

**CONSENT AGENDA**

- A. Approve Minutes of the Previous Meeting – June 3, 2008
- B. Approve Original Operator's License Applications – Stephen G. Richgruber, Andrew L. Wegner and Christine K. Ables
- C. Approve Temporary Class "B" and "Class B" Retailer's License (Picnic) – Christ The King Lutheran Church/July 13, 2008/Veteran's Park (Chicken Dinner)
- D. Approve Temporary Bartender Licenses – Christ The King Lutheran Church- Jennifer L. R. Rudser and Kevin H. Rudser; Ozaukee Lodge #17 F & AM-Gary L. McClellan
- E. Renewal of Operator's License Applications-See attached list
- F. Approve Renewal Combination "Class B" Licenses – Beanie's, Inc. (Marcia Endicott) 102 E. Grand Ave., Schooner Pub, Inc. (Mark R. Poull) 114 N. Franklin St., Harbor Hills, Inc. (Robert C. Nisleit) 101 Freeman Dr., Port Washington Hotel, LLC (Cathy A. Wilger) Holiday Inn Harborview/135 E. Grand Ave., Pasta Shoppe, LLC (James Kiesow) 323 N. Franklin St., Windrose, LLC (Kenneth Naujock) 308-312 N. Franklin St., Sir James Pub, LLC (Herbert James) 316 N. Franklin St., George King, Jr./King On The Hill/601 N. Wisconsin St., Van Ells-Schanen American Legion Post #82 (Ray Wendt) 435 N. Lake St., Willie's Lakefront Lanes (Gayle Wilber) 119 E. Main St., 200 Grand Restaurant & Pub, LLC (Angel Tello); I & B, Inc. (Irving E. Carlson, II) Wilson House/200 N. Franklin Street and Lanza, LLC (Andrea Lanza) Foxy's/219 N. Franklin Street were approved contingent upon payment of unpaid bills.
- G. Approve Original Combination "Class B" License Application-James M. Burt/Horsefeathers Restaurant/301 E. Pier Street – Tabled.
- H. Approve Renewal Combination "Class A" Licenses – Beck's Enterprises, Inc. (Thomas J. Beck) Beck's Grand Avenue Mart/223 W. Grand Ave., Benaczak, Inc., DBA Bernie's Fine Meats (Sandra A. Bennett) 119 N. Franklin St., Sanfilippo Bros., Inc. (Joseph J. Sanfilippo) Sanfilippo Sentry/101 W. Seven Hills Rd., Vadim Mustafayhev/Vlad Port Wine and Spirits/925A S. Spring St.
- I. Approve Renewal Of Cabaret License Applications – Schooner Pub, Inc. (Mark R. Poull) 114 N. Franklin St., Harbor Hills, Inc. (Robert C. Nisleit) 101 Freeman Dr., Port Washington Hotel, LLC (Cathy A. Wilger) Holiday Inn Harborview/135 E. Grand Ave., Willie's Lakefront Lanes, Inc. (Gayle Wilber) 119 E. Main St., Windrose, LLC (Kenneth Naujock) 308-312 N. Franklin St., and Lanza, LLC (Andrea Lanza) Foxy's, 219 N. Franklin St. (Approved contingent upon payment of unpaid bills).
- J. Approve Renewal Class "B" Fermented Malt & "Class C" Retailer's Wine License – John's Tavern & Pizzeria (John J. Crowley) 221 N. Franklin St.
- K. Approve Renewal Class "A" Fermented Malt Beverage License Application – We Got Gas, LLC (Richard Fulop) 528 W. Grand Ave.

MOTION BY ALDERMAN BABCOCK SECONDED BY ALDERMAN VOLLMAR TO APPROVE THE CONSENT AGENDA. **Motion carried unanimously.**

## **MAYOR'S BUSINESS**

- A. Appointment To Commission On Aging – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO APPROVE THE MAYOR'S APPOINTMENT OF SALLY SCHIRK-EHRLICH TO THE COMMISSION ON AGING. **Motion carried unanimously.**
- B. New Senior Center Study/Coal Dock Area – Mayor Huebner reported that we would be having a presentation of the new Senior Center Study at an upcoming Council Meeting. Because of a Letter to the Editor in the press, he wanted to clarify that some of the suggestions given by the architectural firm that did a needs assessment study for the senior center were renovation and possibly a new senior center in the coal dock area. There are going to be many other things looked at for the coal dock area including a sailing center and museums and the City Council has the final say on what is going to go there. Nothing has gone forward yet, but he just wanted to bring people up to date on where we stood.

## **OFFICERS'/STAFF REPORT**

- A. Update On Projects
  1. Highway 32 Project – All concrete has been removed from Jackson to Walters Streets; water main installed through Van Buren Street; continued work on water main and storm sewer.
  2. Beutel Road Project – All water main has been installed including water service to homes; curb, gutter & sidewalk about 50% complete; Payne & Dolan will come in next week to start the road grading; project is on schedule.

**PUBLIC COMMENTS/APPEARANCES-**Leroy Bley, Lighthouse Condominiums – He said that he moved into the condos 5 years ago and Friday night we were abused. We experienced a flood that ruined cars, a motorcycle, an elevator and extensive personal damage to storage items. He said he couldn't imagine a poorer emergency government response than what occurred that night. The police were the first to arrive and should have alerted the Fire Department to trigger the alarms and get the residents out. It was not an organized response in an emergency situation. When the Fire Department arrived the water was already 3 feet deep. There is an infrastructure problem with the creek that runs underneath the park that overflowed causing the water to run into the underground parking lot of the Lighthouse Condominiums. The City has a big engineering problem. We were not well served by the law enforcement and safety portions of our City government. Ron Kuchenreuther, President of the Homeowner's Association for the Lighthouse Condominiums – we were let down. Not one person called the Emergency Management Deputy Coordinator of Ozaukee County. We could have had, within 15 minutes, a truckload of sand and sandbags to put in the back where the water was coming in and bypassed a lot of the water and had half of the damage. The estimated cost of the damage was \$800,000. He said that we have a severe problem of communication. He also thanked Alderman Vollmar who came over at 5:00 in the morning in an effort to help us out.

## **COMMITTEES**

### **A. Finance and License Committee**

1. Ordinance 2008-10 (Regulation Of Horse And Carriage Rides) 1<sup>st</sup> **Reading-**Alderman Hudson reviewed the ordinance. Margaret Farrington addressed the Council and said that in the past, she paid for a business license for a carriage business, not a fee per carriage and asked the Council to reconsider this in the proposed ordinance. The Council

directed several questions to Margaret Farrington. The City Attorney indicated that this ordinance is simply a draft that he compiled from other municipalities who have a Horse and Carriage Ordinance, so there are things in the ordinance that may not apply. He would be happy to modify the ordinance if the Council so chooses. Alderman Hudson said that most of the things Cedarburg has in their ordinance sound reasonable and he wouldn't have a problem with that. The City Attorney will revise the ordinance per the items discussed. It was brought up that special events and parades would not require a permit.

2. Agreement For Payment Of Expanded Shared-Ride Taxi Services – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO APPROVE THE AGREEMENT FOR PAYMENT OF EXPANDED SHARED-RIDE TAXI SERVICES AS AMENDED, SUBJECT TO DETERMINING AN AMOUNT THAT CUSTOMERS ARE GOING TO PAY. **Motion carried unanimously.**

## **BOARDS/COMMISSIONS**

### **A. Plan Commission**

1. Mayor Huebner declared open the Public Hearing To Amend Sections 20.30.010 Through 20.30.050 Of The Zoning Code Regulating Historic Buildings. MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN VOLLMAR TO CLOSE THE PUBLIC HEARING. **Motion carried unanimously.**
2. Ordinance 2008-7 (Amending Sections 20.30.010 Through 20.30.050 Of The Zoning Code Regulating Historic Buildings) **2<sup>nd</sup> Reading** – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN VOLLMAR TO APPROVE ORDINANCE 2008-7. **Motion carried unanimously.**
3. Ordinance 2008-9 (Amending 15.06.050 Of The Municipal Code Regarding Permits For Razing Buildings) **2<sup>nd</sup> Reading** – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN ROSS TO APPROVE ORDINANCE 2008-9. **Motion carried unanimously.**

### **B. Board of Public Works**

1. Resolution 2008-14 (Wastewater Utility Compliance Maintenance Annual Report (CMAR) – MOTION BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN ROSS TO APPROVE RESOLUTION 2008-14. **Motion carried unanimously.**
2. Purchase Of 2009 Loader For Street Department – MOTION BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN BABCOCK TO APPROVE THE PURCHASE OF A 2009 JOHN DEERE 624J LOADER IN THE AMOUNT OF \$195,500 WITHOUT A TRADE-IN AND WITHOUT THE 4 IN 1 BUCKET. **Motion carried unanimously.**

## **UNFINISHED BUSINESS**

### **NEW BUSINESS**

- A. Consider Retirement Agreement Between The City And Officer Ron Kridler – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN NEUMYER TO APPROVE THE RETIREMENT AGREEMENT BETWEEN THE CITY AND OFFICER RON KRIDLER AS PRESENTED. 5 ayes; 1 nay (Alderman Babcock) **Motion carried.**

**FORTHCOMING EVENTS** – Alderman Babcock requested that the Council gets a report from the Police Department and Fire Department on the flooding at the Lighthouse Condominiums to see how this could have been handled differently. Mayor Huebner reported that representatives from Tourism presented a check to the Business Improvement District for being awarded the GEM Grant for the Maritime Heritage Festival in the amount of \$25,000. Mayor Huebner also reported that on July 9<sup>th</sup> the Department of Commerce would be in Green Bay to make an announcement. He would give out details as they determine a time and site for the meeting.

**PUBLIC COMMENTS/APPEARANCES** – Kevin Rudser, Christ The King Lutheran Church. On behalf of Christ The King Lutheran Church he would like to thank the Council for approving their picnic license and invite all to join us for the third annual chicken dinner at the lakefront band shell in conjunction with the City Band performance to try to bring more awareness to the City Band.

**ADJOURNMENT** – MOTION BY ALDERMAN NEUMYER, SECONDED BY ALDERMAN LARSON TO ADJOURN THE MEETING OF THE CITY COUNCIL AT 8:48 P.M. **Motion carried unanimously.**