

**MINUTES
CITY OF PORT WASHINGTON
CITY COUNCIL MEETING
January 20, 2009**

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 Al Haacke, Paul Neumyer, Jim Vollmar, Burt Babcock, Tom Hudson, Dave Larson and Chris Ross. Also present: City Administrator Mark Grams, City Planner Randy Tetzlaff, City Engineer Rob Vanden Noven and City Attorney Eberhardt. The Pledge of Allegiance to the flag was recited.

CONSENT AGENDA

- A. Approve Minutes of the Previous Meeting – January 6, 2009
- B. Approve Original Operator's License Application – Andrew R. Kamm, Victoria J. Gonzales and Subhash N. Patel
- C. Approve Temporary Class "B" Retailer's License Application (Picnic) – St. Peter of Alcantara Congregation/February 27, 2009, March 13, 2009, March 27, 2009/ 1800 N. Wisconsin Street/St. Peter's Men's Society (Fish Fries; and Port Washington Chamber of Commerce/February 21, 2009/435 Lake Street/South end of premise, "A Winter Tasting"
- D. Approve Temporary Bartenders License Applications – St. Peter's Men's Society/ Robert E. Dreier, Randy R. Weyker, Beth Ann Lauters, Russell R. Schreiner, Brian J. Zielke and William H. Adams
- E. Approve Original Combination "Class A" License Application – Port Washington Mobil, LLC (Subhash N. Patel) Sai Mart #8, 1880 N. Wisconsin Street/February 5, 2009 to June 30, 2009

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

MAYOR'S BUSINESS

- A. Mayor Huebner read a proclamation honoring Catholic Schools Week, January 24, 2009 to January 30, 2009.

OFFICERS'/STAFF REPORT

- A. City Administrator Grams reported that the next Mid-Moraine Association Dinner Meeting would be held on Wednesday, January 28th at the Village of Jackson. The guest speaker will be Robert Biebel from SEWRPC.
- B. Update On Projects:
 - 1. Fisherman's Park Bridge – Under construction. Progress is good. Removed the bridge and fenced in the area. Working on removing the existing north abutment and pouring new abutment next week. We should see a new bridge in February.
 - 2. Coal Dock Design Project – The next meeting is Thursday, January 22nd at 5:00 p.m. at City Hall. The following week there will be a meeting with all the regulatory agencies and WE Energies, which should be a very productive meeting. This meeting should put some of our questions to rest about the Coal Dock ownership, design issues and requirements. There will be one more task force meeting on February 9th. Our second Public Information Meeting is February 16th. City Administrator Grams informed the City Engineer that the meeting would have to be held somewhere else because of the February 17th Election.

PUBLIC COMMENTS/APPEARANCES – Steve Cain – Indicated he is one of the candidates running for the Mid-Moraine Municipal Judge position in the February 17th Primary Election. He is currently an attorney with Housman & Feind in Grafton. He said he just wanted to make an appearance to say hello and introduce himself.

COMMITTEES

A. Finance and License Committee

1. Ordinance 2009-1 (Amend Fee For Sump Pump Inspections) **2nd Reading** – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN NEUMYER TO APPROVE ORDINANCE 2009-1. **Motion carried unanimously.**
2. Update On 2008 Budget Deficit – City Administrator Grams gave an update on the 2008 Budget Deficit. He said he talked to Carol Wirth about our Operating & Maintenance expenses and she indicated that these items could be charged to borrowed funds. He will continue giving the Council an update. By the second meeting in February we should have all our expenses and revenues in.
3. Projects For Federal Economic Stimulus Package – Alderman Hudson said the Finance and License Committee discussed this item and the possibility exists for submitting a list of projects to the Governor's Office for submittal to the Federal Government. There may be strings attached, but once we hear about the actual terms, we can make some decisions. The Committee is recommending that we go ahead and throw out some ideas. Some items are already budgeted such as the walkway to the beach, road projects, bathroom projects and anything else we have budgeted. MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO HAVE THE CITY ADMINISTRATOR DRAW UP A LIST OF SOME OF THESE BUDGETED PROJECTS. **Motion carried unanimously.**

BOARDS/COMMISSIONS

A. Plan Commission

1. Public Hearing To Rezone County Owned Land In The Downtown Area From B-4 To PUL – City Planner Randy Tetzlaff gave background information about rezoning certain County property. He pointed out that in a memo, the County administration staff expressed some reservations and only wants to rezone the land where the park will be because they are of the opinion that rezoning to PUL will diminish the value of their property. The Plan Commission again discussed this issue after reading the email from the County Corporation Counsel requesting that only the park be rezoned. In the spirit of cooperation with the County between our units of government, the Commission rescinded its previous action and voted to recommend rezoning only the park. Ozaukee County Chairperson Robert Brooks and County Administrator Tom Meaux spoke to the Council. Mr. Brooks indicated that the County wants to have maximum flexibility going forward with future plans. They tore down the old jail and would like to put in an area for parking. Their intent is not to pave it entirely, but have some green space. Tom Meaux added that County government is going through a metamorphous at the State level dealing with Family Care, which may affect our human services department and have an impact on our staffing needs. We are asking for

no change, but flexibility. Things can change and we don't know what the future will bring. Mayor Huebner declared open the public hearing. MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO CLOSE THE PUBLIC HEARING. **Motion carried unanimously.**

2. Ordinance 2009-2 (Rezoning Of County Owned Land In The Downtown Area From B-4 To PUL) **2nd Reading** – Alderman Neumyer was concerned that as the County grows or decreases that we lose personnel in our downtown area. We lost a lot of downtown traffic when the jail and courts moved out. Chairman Brooks said that's one of the reasons we want to have maximum flexibility. If the State mandates that we use Care Management organizations, which are not County employees, they would be using up a bulk of our office space. We don't want to move out of here. We want to stay and keep as many employees as we can. Alderman Vollmar said his actual thought was that PUL zoning is appropriate for the Court House, but questioned if this makes it a non-conforming use at the present time? City Administrator Grams said that in the B-4 zoning district, all items listed under PUL are allowed uses in B-4. MOTION BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN HAACKE TO APPROVE ORDINANCE 2009-2 AS AMENDED FOR THE PARK SPACE ONLY. **Motion carried unanimously.**
3. Building And Site Plans For Public Restrooms in Upper Lake Park And Veteran's Memorial Park – City Engineer Rob Vanden Noven gave an overview presentation of both restrooms. He felt the Groth Design Group came up with a couple of good designs for the restrooms and worked with the Park & Recreation Department, the Design Review Board, Plan Commission and Possibility Playground. Both designs were well received with only minor architectural changes to them. The Aldermen felt that the proposed restrooms in Veteran's Park needed some windows added to the warming room. Alderman Hudson said the restrooms in Upper Lake Park look great and should be a real asset to the City. City Engineer Vanden Noven said that Possibility Playground Group has been working with Kohler Company to get the fixtures donated. They are also trying to get monetary donations to contribute toward construction. Alderman Haacke said that before the only part of the park that was really used was on the south end. Now, we are noticing an increase in people using the whole park. The restrooms will really open up the other half of the park because there will be facilities. MOTION BY ALDERMAN HAACKE, SECONDED BY ALDERMAN VOLLMAR TO APPROVE THE BUILDING AND SITE PLANS FOR PUBLIC RESTROOMS IN UPPER LAKE PARK AND VETERAN'S MEMORIAL PARK. **Motion carried unanimously.**
4. Approve Affidavit Of Correction For Hidden Hills Condominium Plat – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BABCOCK TO APPROVE THE AFFIDAVIT OF CORRECTION FOR HIDDEN HILLS CONDOMINIUM PLAT. **Motion carried unanimously.**

UNFINISHED BUSINESS

NEW BUSINESS

PUBLIC COMMENTS/APPEARANCES – None.

MOTION BY ALDERMAN NEUMYER, SECONDED BY ALDERMAN HUDSON TO GO INTO CLOSED SESSION According To Wisconsin State Statute 19.85 (1) (c) to review employee performance evaluations and consider salary and fringe benefit compensation. ROLL CALL: Haacke-aye, Neumyer-aye, Vollmar-aye, Babcock-aye, Hudson-aye, Larson-aye, and Ross-aye. **Motion carried unanimously.** Closed Session convened at 8:25 p.m.

Reconvene Into Open Session – Open Session reconvened at 9:21 p.m.

Resolution 2009-1 (2009 Salary Resolution) – MOTION BY ALDERMAN LARSON, SECONDED BY ALDERMAN NEUMYER TO APPROVE RESOLUTION 2009-1. **Motion carried unanimously.**

MOTION BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN LARSON TO ADJOURN THE MEETING OF THE CITY COUNCIL AT 9:22 P.M. **Motion carried unanimously.**