

**MINUTES
CITY OF PORT WASHINGTON
CITY COUNCIL MEETING
May 5, 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 Mike Ehrlich, Paul Neumyer, Jim Vollmar, Burt Babcock, Tom Hudson, David Larson and Dan Becker. Also present: City Administrator Mark Grams, City Planner Randy Tetzlaff, City Engineer Rob Vanden Noven, City Attorney Eberhardt and Park & Recreation Director Charlie Imig. The Pledge of Allegiance to the Flag was recited.

CONSENT AGENDA

- A. Approve Minutes of the Previous Meeting – April 21, 2009
- B. Approve Original Operator's License Applications – Kari L. Gerrits, Katherine L. Kiesow and Martha L. Dick
- C. Approve Temporary Class "B"/"Class B" Retailer's Licenses (Picnic) – Port Washington Festivals, Inc./Kimberly J. McCulloch/Lakefront/June 5-7, 2009 (Pirate's Festival)
- D. Approve Temporary Bartender's License Applications – Port Washington Pirate's Festival – Kimberly J. McCulloch and Joanne M. Wood

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

MAYOR'S BUSINESS

- A. Update On Main Street Program Activities (Sara Grover) – Sara Grover, Main Street Director, reported that we should all be very proud of our investment and efforts made in the Main Street Program. We applied to the Wisconsin Main Street Program for four events and projects nominated for the award at the Main Street level and on April 24th, in Wausau, we walked out with three of the awards. They are for Best Public Improvement Beautification, with the Franklin Streetscape, Best Historic Renovation Project for the County Court House, and the Maritime Heritage Festival 2008. Mayor Huebner is our 2008 "Volunteer of the Year". Everyone will know that Port Washington is an award-winning Main Street Community. Don't forget the Community Street Festival on May 31st.
- B. Mayor Huebner read the proclamation observing May 15th as Peace Officers Memorial Day.
- C. Mayor Huebner read a proclamation honoring the "Poppy Drive" of the VFW Auxiliary Post #5373.
- D. Mayoral Committee Appointments – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BABCOCK TO APPROVE THE MAYOR'S COMMITTEE APPOINTMENTS AS PRESENTED. **Motion carried unanimously.**

OFFICERS'/STAFF REPORT

- A. Update On Projects:
 - 1. N. Spring Street – City Engineer Vanden Noven said that unfortunately the N. Spring Street Project is three weeks behind schedule. This was caused by a combination of weather conditions and an inexperienced crew working on the water main that has since been replaced.
 - 2. Upper Lake Park Restrooms – Ground was broken late last week and the contractor is putting in the footings and foundations. They pledged to have the work done by the 4th of July.

PUBLIC COMMENTS/APPEARANCES – None

COMMITTEES

A. Finance and License Committee

1. Resolution 2009-11 (Authorizing The Issuance And Sale Of \$3.3 Million General Obligation Refunding Bonds) – Alderman Hudson reviewed interest rate information and the debt service schedule for the refunding of \$3.3 million of General Obligation Bonds. MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO APPROVE RESOLUTION 2009-11. **Motion carried unanimously.**
2. Approve Funding Waterpark Repairs – Alderman Hudson indicated the primary repairs needed at the Waterpark are for expansion joints, cracks that were located and the repair of tiling. He said that the entire cost of \$7,200 for Waterpark repairs would not be covered by the budget and said that any overages to be charged to the budget repair account for the pool would come from the City's Contingency Fund. MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BABCOCK TO APPROVE FUNDING OF \$7,200 FROM LANDMARK TILE AND STONE. **Motion carried unanimously.**
3. Approve Funding Of Professional Services Intended For Compliance With the Virginia Graeme Baker Pool And Spa Safety Act – Alderman Hudson reported that 2008 Federal Legislation was approved, which requires pools to have grates designed in their Waterpark to meet certain specifications. Thus, all municipal water parks and pools will be required to make grates within their pool areas in compliance with this safety act. MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN EHRlich TO PROCEED WITH THE HIRING OF RAMAKER & ASSOCIATES, INC. AT A NOT-TO-EXCEED COST OF \$4,900 FOR THE DESIGN WORK TO COMPLY WITH THE VIRGINIA GRAEME BAKER ACT SUBJECT TO THE CITY ATTORNEY'S REVIEW AND APPROVAL OF THE INSURANCE COVERAGE BEFORE THE CONTRACTOR BEGINS WORK. **Motion carried unanimously.**
4. Approve Amending Premises Description For Licensed Taverns And Restaurants On Franklin Street For The May 31st Community Festival – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BECKER TO APPROVE AMENDING THE LIQUOR LICENSE PREMISE DESCRIPTION OF FIVE BUSINESSES ON FRANKLIN STREET (FOXY'S, PASTA SHOPPE, JOHN'S PIZZARIA, SCHOONER AND SIR JAMES PUB) FOR THE MAY 31ST STREET FESTIVAL FROM NOON TO 4:00 P.M. **Motion carried unanimously.**

BOARDS/COMMISSIONS

UNFINISHED BUSINESS

- A. Resolution 2009-12 (Amendments To The City of Port Washington Park And Open Space Plan) – MOTION BY ALDERMAN BECKER, SECONDED BY ALDERMAN BABCOCK TO APPROVE RESOLUTION 2009-12. **Motion carried unanimously.**

NEW BUSINESS

- A. Approve The Closing Of Streets And Parking Lots For Port Pirate's Festival, June 5-7, 2009 – MOTION BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN BECKER TO APPROVE THE CLOSING OF CERTAIN STREETS AND PARKING LOTS FOR THE PORT PIRATE FESTIVAL TO BE HELD JUNE 5 – 7, 2009 AS PRESENTED. **Motion carried unanimously.**

FORTHCOMING EVENTS – City Engineer Rob Vanden Noven reported that at the next City Council Meeting we would be presenting the Council the final Coal Dock Master Plan for approval and consideration of the agreement with Crispell-Snyder for Design of Coal Dock Improvements.

PUBLIC COMMENTS/APPEARANCES – None

MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BECKER TO GO INTO CLOSED SESSION Pursuant to § 19.85 (1)(e), Wis. Stats., 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, to-wit: to deliberate or develop legal and negotiating strategies for the investing of public funds in the acquisition, lease, development and/or improvement of property owned and offered by Port Harbor, LLC in downtown Port Washington for use as a community center or other public purpose. ROLL CALL: Ehrlich-aye, Neumyer-aye, Babcock-aye, Hudson-aye, Larson-aye, Becker-aye. Vollmar-abstain. **Motion carried.**

Reconvene Into Open Session – The Council reconvened into open session at 8:43 p.m.

Action may be taken on any issue that was discussed in closed session – MOTION BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO NOT ACCEPT THE LEASE OR OPTION TO PURCHASE OFFER SUBMITTED TO THE CITY BY PORT HARBOR, LLC FOR A PORTION OF THEIR BUILDING ON WASHINGTON STREET. **Motion carried unanimously.**

ADJOURNMENT – MOTION BY ALDERMAN BECKER, SECONDED BY ALDERMAN BABCOCK TO AJOURN THE MEETING OF THE CITY COUNCIL AT 8:44 P.M.
Motion carried unanimously.