

MINUTES
CITY OF PORT WASHINGTON
CITY COUNCIL MEETING
Tuesday, July 6, 2010, 7:30 P.M., City Hall

1. **ROLL CALL-** A duly convened meeting of the Common Council was called to order at 7:30 p.m. by acting chair Alderman Thomas Hudson in Council Chambers. Council members present: Alderman Mike Ehrlich, Burt Babcock, Dave Larson, Tom Hudson, Dan Becker and Jim Vollmar. Council member excused: Paul Neumyer, and Mayor Scott Huebner. Also present: City Engineer Robert Vanden Noven, City Planner Randy Tetzlaff, City Administrator Mark Grams and City Attorney Eric Eberhardt.
2. **PLEDGE ALLEGIANCE TO THE FLAG-** The Pledge of Allegiance was recited.
3. **CONSENT AGENDA**
 - A. Approve Minutes Of Previous Meeting
 - B. Approve Original Operator License Applications
 - C. Approve Temporary Operator License Applications
 - D. Approve Cabaret Licenses
 - E. Approve Temporary Class "B" / "Class B" Retailer's License Applications

MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN BABCOCK TO APPROVE THE CONSENT AGENDA AS PRESENTED. Motion carried unanimously.
4. **MAYOR'S BUSINESS-** None.
5. **OFFICERS'/STAFF REPORT**
 - A. Update On Project
 1. S. Wisconsin / Chestnut / Division Streets Project- Rob Vanden Noven reported the water main construction is currently being done and the project continues on schedule.
 2. Industrial Park Water Tower Project- Rob Vanden Noven reported this project is complete and the tower is on line.
 3. S. Wisconsin Street (We Energies Project)- Rob Vanden Noven reported that this project is on schedule for completion on Labor Day. Also another note, the garbage collection schedule is operating on regular pick up dates.
 - B. Presentation By Senior Center Site Selection Committee- A report was given by John Sigwart from the Site Selection Committee and Senior Center Director Catherine Kiener. There was an 11 person committee that researched sites for a center over 18 months and assembled the report that has been distributed. There were 36 sites outside of the downtown area considered and it was narrowed down to 3 sites. The areas included Harbor Village property, Dunwiddie Park area and Schanen farm area. Just recently it was discovered that St. Matthews Church may come available and that site would be ideal and being suggested as a permanent home in the future. The Site Selection Committee was thanked for the time and commitment given to this project.

6. PUBLIC COMMENTS/APPEARANCES

Your comments are welcome. Please limit your discussion to 3 minutes. If you need more time, please contact the City Administrator and request that your topic be placed on the City Council Agenda.

Jim Wester-218 E. Pierron St.- Expressed concerns over the move of the Senior Center to the old St. John's Church on Foster Street. Mr. Wester feels that many seniors are concerned about the coming move to the new location.

Bonnie Knaub-1936 Parknoll Lane.- As a member of the Site Selection Committee is pleased with the new location for the Senior Center. She is interested in looking ahead to a permanent location that includes space for walking paths, horseshoe pits and bocce ball courts.

Mike Barringer-746 Montgomery Street- Expressed concerns over Ordinance 2010-12 (Prohibiting Animals On Public Festival Grounds). The City's current code addressed leash laws and the owners of the animals should be responsible for their own pets. Concern was expressed over an ordinance being passed due to one incident at a festival.

Brooke Barringer-746 Montgomery Street- Commented that other communities allow the festival organizers to make the decisions on whether pets are allowed at their events. Ms. Barringer supports the festivals making the decision over whether animals are allowed at the event.

Kevin Moes-201 N. Milwaukee Street- Suggested other ways are considered for controlling issues with animals at festivals.

7. COMMITTEES

A. FINANCE AND LICENSE COMMITTEE

1. Consider Proposal For Architectural Services For New Senior Center Facility At 403 W. Foster Street- Alderman Ehrlich stepped down during this agenda item due to conflict of interest. Alderman Hudson reported that five proposal letters were sent out to firms and one was returned with a proposal from Haag-Mueller, Inc. in Port Washington. The proposal is for \$9,550. Attorney Eberhardt wanted included in the minutes that Alderman Mike Ehrlich is an employee for Haag-Mueller, but is not an owner or share holder in the company and his salary is in no way modified due to this proposal being accepted or not accepted. MOTION MADE BY ALDERMAN HUDSON, SECONDED BY ALDERMAN LARSON TO APPROVE THE PROPOSAL FOR ARCHITECTURAL AND ENGINEERING SERVICES FROM HAAG-MUELLER. Vote taken, 5 Ayes, 0 Nays and 1 Abstention- Alderman Ehrlich. Motion carried.

2. Consider Proposal From EPS To Upgrade Lighting At Municipal Facilities- Alderman Hudson reported on the grant from the State and the City's actual cost will be \$15,990 and be covered by the 2008 borrowing. Attorney Eberhardt commented that a formal contract will be needed.

MOTION MADE BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BABCOCK TO APPROVE THE PROPOSAL FROM EPS TO UPGRADE LIGHTING AT MUNICIPAL FACILITES CONTINGENT UPON A FORMAL CONTRACT BEING SUBMITTED, REVIEWED AND APPROVED BY THE CITY ATTORNEY. Motion carried unanimously.

3. Consider Sale Of City Land To State DOT (Highway 33 Project)- Mark Grams requested this item be tabled; we are waiting for all information to be submitted.
4. Ordinance 2010-14 (Amending Qualifications For Granting Alcohol Beverage Licenses And Permits) 1st Reading- Alderman Hudson reported that the Municipal Code was reviewed and amended language was required to comply with State Statutes. The Finance and License Committee recommends approval at the next Council meeting.

8. BOARDS/COMMISSION
A. PLAN COMMISSION

1. Approve CSM For New City Park Located North Of Misty Ridge Subdivision And West Of New Port Vista- Randy Tetzlaff reported that when the New Port Vista condominium plat was approved their was discussion for the need for a future park on the far west end of the Fiduciary parcel near the Interurban Trail. Subsequently both Park and Open Space Plan and the Comprehensive Plan 2035 was approved making reference to a future park in the vicinity. Recently residents of Misty Ridge subdivision have requested access to the Interurban Trail and the Park and Recreation Committee and Department staff reviewed this situation. It has been determined that a 2 acre site is adequate and a path linking Misty Ridge to the Interurban Trail is possible. A Certified Survey Map has been prepared that shows a 1.95 acre park site immediately north of Misty Ridge and west of Windrush Drive. A temporary path easement is also shown as a connection to the Interurban and can be used until a permanent location is decided and the easement will be moved accordingly. Discussion was held and Attorney Eberhardt suggested that a formal easement agreement be drafted identifying the detailed terms of the easement.

MOTION MADE BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN BECKER APPROVING THE CSM FOR NEW CITY PARK LOCATED NORTH OF MISTY RIDGE AND WEST OF NEW PORT VISTA WITH THE CONDITION THAT THE CITY ATTORNEY REVIEW AN EASEMENT AGREEMENT. Motion carried unanimously.

9. UNFINISHED BUSINESS

- A. Ordinance 2010-12 (Prohibiting Animals On Public Festival Grounds) 2nd**
Reading- Mark Grams reported on the draft ordinance. Parades are difficult to monitor within this ordinance and a request is being made to remove parades from the ordinance. Police Chief Thomas addressed the Council with his concerns over public safety at festivals and the need to be proactive with an ordinance. Discussion was held on possible modifications to the draft. Mark Grams asked the Council for recommended changes so the City Attorney could prepare them for consideration.
MOTION MADE TO TABLE THIS AGENDA ITEM BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN BABCOCK. Motion carried unanimously.

10. NEW BUSINESS

- A. Agreement With Ayres And Assoc. For Engineering Services For Re-Design Of The Highway 33 Detention Pond- Rob Vanden Noven** reported on the proposal from Ayres and Assoc. for the design work required for relocation of the STH 33 pond. Bonestroo will be performing the design and stormwater calculations for the pond itself, and Ayres will be responsible for the changes to the storm sewer system and related plan modifications. It is necessary for the City to approve this two-party agreement in order to complete the work prior to the August 1st deadline for all plan changes. Attorney Eberhardt suggested approval of the agreement subject his review.
MOTION MADE BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN BECKER TO APPROVE THE AGREEMENT WITH AYRES AND ASSOC. SUBJECT TO APPROVAL OF AGREEMENT LANGUAGE BY THE CITY ATTORNEY. Motion carried unanimously.
- B. Ordinance 2010-13 (Amend The Requirements For House Numbering) 1st**
Reading- Mark Grams reported on this request by the Police and Fire Commission to amend the current code to require house numbers to appear on houses and garages. This requirement would assist emergency services in locating garages that are in alleyways detached from homes where currently the only address number appears.
- C. Accept Annexation Petition From Owners Of Land At 2795 -2797 County Highway C-** Mark Grams reported that corrections are being made to the currently petition. The property owner will submit the corrected petition for consideration at the next meeting. A motion will need to be made to reject.
MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN BECKER TO REJECT THE CURRENT PETITION FOR ANNEXATION.
Motion carried unanimously.

D. Consider Design Agreement With Ayres For Water Main And Sanitary Sewer Modifications On STH 33- Rob Vanden Noven reported that the proposal revisions have not been received and this agreement will need to be considered at the next meeting.

MOTION MADE BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN LARSON TO TABLE THIS AGENDA ITEM. Motion carried unanimously.

11. **FORTHCOMING EVENTS-** Alderman Hudson reported that Fish Day and the Garden Walk are upcoming public events.

12. **PUBLIC COMMENTS/APPEARANCES-** None.

13. **ADJOURNMENT-** MOTION MADE TO ADJOURN THE MEETING AT 9:24 P.M.BY ALDERMAN BECKER, SECONDED BY ALDERMAN LARSON. Motion carried unanimously.