

MINUTES
CITY OF PORT WASHINGTON
CITY COUNCIL MEETING
Tuesday, March 16, 2010, 7:30 P.M., City Hall

ROLL CALL

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: Alderman Mike Ehrlich, Paul Neumyer, Jim Vollmar, Burt Babcock, Dave Larson, Tom Hudson, and Dan Becker. Also present: City Engineer Robert Vanden Noven, City Planner Randy Tetzlaff, City Administrator Mark Grams and City Attorney Eric Eberhardt. The Pledge of Allegiance to the Flag was recited.

CONSENT AGENDA

- A. Approve Minutes Of Previous Meeting
- B. Approve Original Operator's License Applications
- C. Approve Cabaret License Applications
- D. Approve Port Fish Day Civic License

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

MAYOR'S BUSINESS - None

5. OFFICERS'/STAFF REPORTS

- A. Mid –Moraine Municipal Association Dinner Meeting- Those that will be attending the dinner meeting need to contact Administrator Grams so reservations can be made.
- B. Update On Projects
 - 1. Marina Floating Pier Project-The fuel dock lines and pump out panels are going in tomorrow. Electrical on pier 4 is in progress and the parking lot is being cleaned up to allow for launching. The slips are filled.
- C. City Receives Energy Efficiency And Conservation Block Grant Funds- This will be discussed at the next meeting.
- D. Date For Next City Council Meeting- Due to the Spring Election on April 6th the next City Council meeting will be held on April 7th.

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.

Harold Johnson- 902 N. Benjamin Street- A member of the Senior Center Site Selection Committee commented that he wants to continue to look for a permanent site for the Senior Center.

7. COMMITTEES

A. Finance and License Committee

1. Approve Renewal Of Lease Agreement With W.J. Niederkorn Museum And Art Center (Eghart House)- Alderman Hudson reported on the ten (10) year lease renewal at \$1.00 per year.
MOTION MADE BY ALDERMAN HUDSON, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE PROPOSED LEASE AGREEMENT. **Motion carried unanimously.**
2. Discuss Borrowing Funds For 2010 Capital Projects- Alderman Hudson reported there are six (6) potential projects being considered. Sunset Road utility, Division Street and Chestnut Street, Highway 33 with a possible 2011 completion date, Portview Drive, Coal Dock Project, still waiting on possible grants available and the Senior Center Improvements, looking into possible options. Carol Wirth will be providing the City with financial planning services including borrowing options.

8. BOARDS/COMMISSIONS

Plan Commission

1. Public Hearing On a Proposed Amendment To The Zoning Code To Create A New Land Use Transition Overlay District.- No public comments were made. MOTION TO CLOSE THE PUBLIC HEARING BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BECKER.
Motion carried unanimously.
2. Ordinance 2010-7 (Amend Zoning Code To Create A Land Use Transition Overlay District) **2nd Reading-** MOTION TO ADOPT ORDINANCE 2010-7 MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH. **Motion carried unanimously.**
3. Public Hearing To Rezone Some Properties On N. Freeman Drive From B-2 to RM-2- Tetzlaff reported that this property location has three separate owners. The Vitucci family wants to be on record opposing the rezoning, they feel that their property is more valuable zoned B-2. They were informed that with the current zoning of B-2 they would not be able to rebuild if there was a fire. No public comments were made. MOTION TO CLOSE THE PUBLIC HEARING MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN VOLLMAR.
Motion carried unanimously.
4. Ordinance 2010-8 (Rezone Parcels Of Land Along Freeman Drive From B-2 To RM-2) **2nd Reading-** MOTION TO ADOPT ORDINANCE 2010-8 MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN HUDSON. **Motion carried unanimously.**
5. Public Hearing To Rezone Primary Environmental Corridor Land To OCP, Conservation Protection Overlay District- No public comments were made. MOTION TO CLOSE THE PUBLIC HEARING MADE BY

ALDERMAN HUDSON, SECONDED BY ALDERMAN BABCOCK.

Motion carried unanimously.

6. Ordinance 2010-9 (Rezone The Primary Environmental Corridor With A Conservation Protection Overlay) **2nd Reading-** Tetzlaff reported that discussions were held with Southeastern Wisconsin Regional Plan Commission (SWRPC) and Ozaukee County. Tetzlaff suggests this item should be tabled until the next meeting to allow time for further discussion. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH TO TABLE THIS ITEM. **Motion carried unanimously.**
7. Public Hearing To Amend The Zoning Code To Include Minor Revisions Relating to Sign Regulations- No public comments were made. MOTION MADE TO CLOSE THE PUBLIC HEARING MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH. **Motion carried unanimously.**
8. Ordinance 2010-6 (Revise Portions Of Chapter 20.29, Sign Code Relating To Business Signs) **1st Reading-** Discussion was held on sign definitions. This item will be reviewed at the next meeting.

Agenda was taken out of order.

COMMISSION ON AGING

1. Recommendation On Relocating Senior Center To Building At 403 W. Foster Street- Administrator Grams gave a report on the Site Selection Committee meeting and Commission On Aging approving the site, and having a parking study done. A Traffic Safety Committee meeting is scheduled for Thursday, March 25th.
Catherine Kiener addressed the Council and reported that motor coach buses do travel through the Foster Street neighborhood on historic tours and there does not seem to be an issue with space.
Suzanne Brunner from Commission on Aging supports the Foster Street location for the Senior Center site.
Nick Doherty- 3432 W. Michigan Street expressed concerns about the use of tax money on this project and the future of the building when the seniors leave the site.
Chad Austin-409 Foster Street- Requested an in depth study be done on current use of the Senior Center to obtain information on the amount of traffic that can be expected in the neighborhood.
Clyde Weiland- 840 Ashley Avenue- A member of the Site Selection Committee, the committee is 95% in favor of the site. There are some concerns about parking; the meals-on-wheels program is concerned about the rear entrance and where the elevator will be located.
Kevin Turkiewicz- 404 Michigan Street- Concerned about the growth in attendance of the Senior Center use over the past year and if that continues how it will affect parking needs in the neighborhood.

B. BOARD OF PUBLIC WORKS

1. Approve Proposal From Engineers To Upgrade SCADA System At Water Filtration Plant- Vanden Noven gave a report on the current software being used and that it is outdated and not sufficient. The cost of the upgrade is \$138,855 and the project budget is \$140,000. MOTION BY ALDERMAN EHRLICH, SECONDED BY BABCOCK TO APPROVE PROPOSAL OF ENERGENECS AND HAVE A REVIEW OF MAINTENANCE COVERAGE DONE BY MR.VANDEN NOVEN. **Motion carried unanimously.**

2. Consider Improvements To Harborview Lane- Vanden Noven reported on a concept design for a multi-use 10- foot wide path to be constructed to replace the existing street and sidewalk. Landscaping would also be added and the project would approximately cost \$40,000, which would be paid for by the TIF, however the TIF will not be available until next spring. MOTION MADE BY BECKER, SECONDED BY HUDSON TO APPROVE THE DESIGN AND HAVE IT COMPLETED IN HOUSE BY MR. VANDEN NOVEN. **Motion carried unanimously.**

Agenda was taken out of order.

8. Consider License Agreement On Vacating of Right-Of-Way For A Portion Of N. Park Street, Adjacent To Grand Avenue Saloon- Administrator Grams reported on the area next to the building where a green space could be placed if the City would vacate a right-of-way area or draft an agreement with the City for use by the owner. This is a right-of-way area that was created to line up north and south Park Street when Grand Avenue was widened. Vanden Noven reported that there is a catch basin that would need to be maintained by the owner in a license agreement. The Board of Public Works does not need the right-of-way; the sidewalk would remain in the right-of-way. MOTION MADE BY BECKER, SECONDED BY ERHLICH TO VACATE THE RIGHT-OF-WAY. Administrator Grams commented that the attorney should review any legal requirements prior to this being finalized. Attorney Eberhardt will review the procedures to complete a vacation of the property. There may be a resolution required to process this request. Further discussion was held. VOICE VOTE TAKEN: 0 AYE, 7 NAY, **Motion not carried.**

MOTION MADE BY ALDERMAN HUDSON, SECONDED BY ALDERMAN BECKER TO FORWARD THIS ISSUE TO THE PLAN COMMISSION FOR CONSIDERATION. **Motion carried unanimously.**

3. Consider City Taking Over Maintenance Of A Portion Of County Highway C (S. Division Street)- Vanden Noven reported that this is being considered at the request of the Ozaukee County Highway Department. County Highway C has property in the Town of Port, however 75% of the property on Highway C is abutting the City. The County is requesting the City take control of the maintenance of County Highway C. MOTION MADE BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN LARSON TO APPROVE THE CITY TAKE CONTROL OF MAINTENANCE OF COUNTY HIGHWAY C FROM SUNSET ROAD NORTH TO APPROXIMATELY WESTERN AVENUE. **Motion carried unanimously.**
4. Approve Bid For Sunset Road Reconstruction- Vanden Noven reported the bids received were lower than budgeted for. Low bidder was Ptaschinski Construction from Beaver Dam. Company references were check and are very good. MOTION TO APPROVE BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN HUDSON TO APPROVE THE BID BY PTASCHINSKI CONSTRUCTION, INC. FOR RECONSTRUCTION OF SUNSET ROAD. **Motion carried unanimously.**
5. Approve Sunset Road Contract Amendment For Construction Staking An Inspection- Vanden Noven reported that the staking will be \$9,000 and the inspection \$40,000 with a 35 day working contract. MOTION MADE BY ALDERMAN HUDSON, SECONDED BY ALDERMAN EHRLICH TO APPROVE AMENDMENT WITH GREMMER AND ASSOCIATES. **Motion carried unanimously.**
6. Consider Improvements To South Park Street- Vanden Noven reported that he estimates improvements will cost approximately \$110,000. MOTION MADE BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN NUEMYER TO APPROVE CITY DOING IMPROVEMENTS TO SOUTH PARK STREET. **Motion carried unanimously.**
7. Approve Hiring For Design/Bidding Service For The Installation Of The WWTP Blower #2- Vanden Noven reported on the total cost of the project will be approximately \$200,000. Robert E. Lee and Associates from Green Bay was lowest bid and they have a good reputation. MOTION MY ALDERMAN NUEMYER, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE BID FROM ROBERT E. LEE AND

ASSOCIATES. Attorney Eberhardt requested the motion to be amended to allow for legal review. MOTION AMENDED – MOTION MADE BY ALDERMAN NUEMYER, SECONDED BY EHRLICH TO APPROVE THE BID FROM ROBERT E. LEE AND ASSOCIATES WITH LEGAL REVIEW BY ATTORNEY EBERHARDT. **Motion carried unanimously.**

9. **UNFINISHED BUSINESS-** None.

10. **NEW BUSINESS-** None.

11. **FORTHCOMING EVENTS-** St. Patrick's Day parade, Alderman Becker inquired what Alderman would be walking in the parade. It was brought up that some of the Alderman would be out of town on vacation during the proposed date for the next council meeting. Administrator Grams will review other dates for the next meeting.

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

13. **ADJOURNMENT-** MOTION MADE BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN LARSON TO ADJOURN. **Motion carried unanimously.**