

MINUTES
CITY OF PORT WASHINGTON
CITY COUNCIL MEETING
Wednesday, September 21, 2011, 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 Mayor Scott Huebner in Council Chambers. Council members present: Aldermen Mike Ehrlich, Dan Becker, Dave Larson, Burt Babcock, Joe Dean, Paul Neumyer and Jim Vollmar. Also present: City Engineer Robert Vanden Noven, City Planner Randy Tetzlaff, City Attorney Eric Eberhardt and City Administrator Mark Grams.

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 "B"/ "Class B" Retailers License Application
- D. Approve Temporary Operator License Application

MOTION MADE BY ALDERMANEHRlich, SECONDED BY ALDERMAN DEAN TO APPROVE AN ORIGINAL OPERATOR LICENSE FOR SHIRLEY DEKKER, TEMPORARY CLASS "B" / "CLASS B" RETAILERS LICENSE FOR ST. MARY'S CONGREGATION FOR OCTOBER 14, 2011, YMCA AT BALTICA TEA SHOP FOR SEPTEMBER 29, 2011 AND A TEMPORARY OPERATOR LICENSE FOR GERALD LEE FOR OCTOBER 14, 2011. Motion carried unanimously.

4. MAYOR'S BUSINESS-None.

5. OFFICERS'/STAFF REPORT

A. Update On Highway 33 Project-Rob Vanden Noven reported that the curb and gutter work for this project will be completed today. The grading and paving of one lane is scheduled for early October.

B. Update On North Lake Street Project-Rob Vanden Noven reported that the underground work should be done by the middle of next week. The gas main is being replaced and the electrical is being buried underground. The first week of October the road grading should be started.

City Administrator Grams clarified information that was previously given. The Community Garden project will not be funded by tax dollars. In previous meetings, discussion was held on removing the recycling costs from the budget and placing it on the tax bills as a special charge. To clarify, the \$150,000 that would be removed from the budget and placed as a special charge on the tax bills would also mean a reduction in the tax levy the residents would have to pay of a similar amount.

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.

*Jackie Oleson, 3370 Terry Lane, Town of Port Washington- Addressed the Council about the Port Washington Historical Society's position on the Fire Engine House to remain in City ownership with a lease to a non-profit organization. The Society would like to sit down with City officials and work out a financial lease. Mrs. Oleson read a letter to the Council that was recently sent to the Council.

*Nancy Haacke, 1509 Parkview Lane- Submitted to the Council signed petitions by residents to have the City retain ownership of the Fire Engine House.

*Suzanne Bruner, 516 N. Power Street- Read a letter to the Council that was recently printed in the Ozaukee Press regarding the Fire Engine House.

*Bob Vanden Heuvel, 346 E. James Drive- Read a letter to the Council regarding the recent decision by the Park & Recreation Board to place a community garden near Hales Trail. The residents of that area are not in favor of the currently chosen site and would like it moved to a different site owned by the City or a private owner.

*Derrick Strohl, 765 W. Melin Street- Addressed the Council as the organizer of the community garden project. This group has spent the past 12 months working on finding this site and putting this project proposal together. They solicited public input over that period of time, and attended many meetings over that time regarding this approved site.

7. COMMITTEES

A. FINANCE AND LICENSE COMMITTEE

1. Approve Amendment to Shared Ride Taxi Contract With Specialized Transport Services- Alderman Larson reported that the current contract requires a 90 day notice of change which would be October 1st. The Committee is requesting an amendment to change the notice time to 60 days. Attorney Eberhardt commented that any amendment will have to be sent in writing. **MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE AMENDMENT TO THE CONTRACT AS PRESENTED. Motion carried unanimously.**

8. COMMISSIONS / BOARDS

A. PLAN COMMISSION

1. Ordinance 2011-7 (Rezone Land At 2081 County Highway C From AG To RS-6) 2nd Reading- Randy Tetzlaff reported that this was discussed at the last meeting and a public hearing was held. The Plan Commission proposed a rezoning to RS-6 and the staff recommendation was rezoning to R-1. The building inspector has discussed with the owner their intent for the property. As a result of this conversation it is being recommended that the rezoning be changed to R-1. **MOTION MADE BY ALDERMAN BABCOCK, SECONDED BY ALDERMAN BECKER TO APPROVE ORDINANCE 2011-7 REZONING FROM AG TO R-1. Motion carried unanimously.**

9. UNFINISHED BUSINESS

A. Ordinance 2011-8 (Amend Description Of City Aldermanic And Ward Districts) 2nd Reading- The City Administrator reported on the verbal descriptions of the aldermanic and ward districts. **MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH TO APPROVE ORDINANCE 2001-8 AS PRESENTED. Motion carried unanimously.**

10. NEW BUSINESS

A. Approve Fourth Of July, 2012 Fireworks Proposal From J.& M. Display- The City Administrator reported on two contract options. The three year contract includes 10% additional fireworks the first year and 15% additional fireworks the second and third year. It is being recommended that this multi-year contract be approved. Attorney Eberhardt suggested that the approval include a review of the contract by the City Attorney. **MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN**

NEUMYER TO APPROVE THE MULTI-YEAR (3 YEAR) CONTRACT WITH J & M DISPLAYS CONTINGENT UPON CONTRACT REVIEW AND APPROVAL BY THE CITY ATTORNEY. Motion carried unanimously.

B. Consider Request From Al Uselding To Acquire Parking Stalls Adjacent To His Properties.— The City Administrator reported on the request to purchase from the City one parking stall in the 300 block of N. Franklin Street and three parking stalls on the 100 block of N. Franklin Street for tenant parking. After discussion with Randy Tetzlaff, it was determined that the one parking stall on the 300 block would be possible to sell, but the three parking stalls on the 100 block may be an issue with access and some property lines that are uncertain. This needs to be referred to the Plan Commission for review and recommendation. Al Uselding was present and addressed the Council with his request. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN DEAN TO REFER THIS REQUEST TO THE PLAN COMMISSION. Motion carried unanimously.

11. FORTHCOMING EVENTS- None.

12. PUBLIC COMMENTS/APPEARANCES- None.

13. MOTION TO GO INTO CLOSED SESSION ACCORDING TO WISCONSIN STATE STATUTE 19.85(1)(G) TO CONFER WITH LEGAL COUNSEL WHO IS RENDERING ORAL OR WRITTEN ADVICE CONCERNING STRATEGY TO BE ADOPTED BY CITY COUNCIL WITH RESPECT TO PENDING LITIGATION.-

MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN LARSON TO GO INTO CLOSED SESSION FOR THE REASONS STATED ON THE AGENDA. ROLL CALL VOTE: BABCOCK: AYE, BECKER: AYE, DEAN: AYE, EHRLICH: AYE, LARSON: AYE, NEUMYER: AYE AND VOLLMAR: AYE. Motion carried unanimously.

14. RECONVENE INTO OPEN SESSION- Common Council reconvened at 8:53 p.m.

15. ACTION, IF ANY, ON ANY ITEM DISCUSSED IN CLOSED SESSION- MOTION MADE BY ALDERMAN VOLLMAR, SECONDED BY ALDERMAN LARSON TO HAVE THE CITY ATTORNEY PROCEED AS DISCUSSED IN CLOSED SESSION IN ACCORDANCE WITH THE SETTLEMENT. AYES: 5, ABSTAIN: 1 (BABCOCK), EHRLICH NOT PRESENT FOR VOTE. Motion carried.

16. ADJOURNMENT- MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN LARSON TO ADJOURN THE MEETING AT 8:54 P.M. Motion carried unanimously.