

MINUTES
CITY OF PORT WASHINGTON
CITY COUNCIL MEETING
Tuesday, August 20, 2013, 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 Tom Mlada in Council Chambers. Council members present: Aldermen Dave Larson, Kevin Rudser, Bill Driscoll, Paul Neumyer and Mike Ehrlich. Absent and excused was Alderman Doug Biggs. Also present: City Engineer Rob 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 Class "B"/ "Class B" Retailers License Applications
- D. Approve Temporary Operator License Applications
- E. Approve Event Cabaret License Applications

MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN RUDSER TO APPROVE THE MINUTES AS PRESENTED; ORIGINAL OPERATOR LICENSES FOR DARIEN BOYER, MEGAN BURGER AND BRIANNA LARGE; TEMPORARY CLASS "B" RETAILERS LICENSES FOR ROCK THE HARBOR ON AUGUST 30, 2013 FOR PORT MAIN STREET, INC., TRIPOLI SHRINE TEMPLE, PORT WASHINGTON LIONS CLUB AND PORT WASHINGTON YOUTH BASEBALL, INC.; TEMPORARY OPERATOR LICENSES FOR ROCK THE HARBOR FOR DAVE DIDIER, TOM MLADA, DANIEL MICHA, RICHARD LOCH, SHAWN HOKANSON, MICHAEL GOEBEL, DOUGLAS NIEMEYER, CARL WEGNER III AND RICHARD STASIK; CABARET EVENT LICENSE FOR PORT MAIN STREET, INC. Motion carried unanimously.

4. MAYOR'S BUSINESS

- A. Consideration Of Eagle Scout Project- This item was tabled until a future meeting.
- B. Life Guard Commendations- Mayor Mlada presented commendations to the lifeguards involved in "save" situations this summer.
- C. Report From Army Corps of Engineers On Breakwall- Present at the meeting were Army Corp representatives to give a report on the status of the breakwall.
- D. Waterfront Safety Update- Alderman Rudser reported that the life rings have been installed. With the amount of residents using south beach there are two more polls being installed for life rings there also. Breakwall ladders will be going up later this week. Signage is being worked on and should be up by the end of the month.

5. OFFICERS'/STAFF REPORT

- A. Update On Coal Dock Park Project- Rob Vanden Noven reported that the area is open to pedestrians at this time. The large lawn area will be graded, lighting needs to be completed. September 28th and 29th will be the official opening.

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.

*Adam Brown, 924 Fairview Drive- Commented on the breakwall report.

7. COMMITTEES

A. FINANCE AND LICENSE COMMITTEE

1. Consider Renewal Of Operator License Application- Alderman Larson reported on the application, and the Finance and License Committee is recommending denial of a renewal of this operator license. City Administrator reported that the application had been tabled to allow for further review of the background record by the Police Department. The Police Department is recommending denial of this application. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN DRISCOLL TO DENY A RENEWAL OF AN OPERATOR LICENSE FOR BERNADETTE TESKA. Motion carried unanimously.

2. Consider Premise Description Amendment For Certain Alcohol Beverage

License Establishments- Alderman Larson reported on the need for the premise amendment for Rock The Harbor event on August 30th. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN BECKER TO APPROVE THE PREMISE AMENDMENT AS PRESENTED. Motion carried unanimously.

3. Ordinance 2013-10 (Amending, Correcting, Renumbering, Repealing And/Or Retitling Ordinances Relating To Alcohol Beverage Licenses And

Permits) 2nd Reading- City Attorney Eberhardt reported that the purpose of this ordinance is to correct technical errors in the previous ordinances. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN EHRLICH. Motion carried unanimously.

B. COAL DOCK COMMITTEE

1. Approve Entrance Sign To Coal Dock Park- Rob Vanden Noven reported on the sign concept plan to the park entrance. The estimated sign cost is \$46,000 and estimated base cost is \$22,000. It is also recommended that donations are sought and financing options are explored. The Committee recommends the proposed sign feature. MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN RUDSER TO APPROVE THE SIGN CONCEPT DESIGN AS PRESENTED. Motion carried unanimously.

8. BOARDS/COMMISSIONS

A. HARBOR COMMISSION

1. Ordinance 2013-11 (Prohibiting The Feeding Of Waterfowl On Public Property) 2nd Reading- City Attorney Eberhardt reported on the draft ordinance and forfeitures that are needed to complete the ordinance. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN DRISCOLL TO APPROVE ORDINANCE 2013-11 WITH THE BASE FORFEITURE OF NOT LESS THAN \$100 NOR MORE THAN \$500 AND A MAXIMUM PERIOD OF IMPRISONMENT SHALL BE 30 DAYS. Motion carried unanimously.

B. BOARD OF PUBLIC WORKS

1. Approve Proposal For 2014 Street And Parking Lot Design- MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN RUDSER TO APPROVE THE PROPOSAL FROM GREMMER AND ASSOCIATES NOT TO EXCEED \$178,000. Motion carried unanimously.

C. PLAN COMMISSION

1. Public Hearing In Regards To Granting A Conditional Use Grant For An Adult Day Care Facility At Christ The King Church, 420 Whitefish Road- MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN LARSON TO CLOSE THE PUBLIC HEARING. Motion carried unanimously.

2. Approve Conditional Use Grant To Allow An Adult Day Care Facility At Christ The King Church-

Randy Tetzlaff reported on the conditional use. The Planning Commission is recommending approval. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE PERMITTED CONDITIONAL USE WITH THE CONDITIONS THAT THE ZONING CODE ORDINANCE CHANGE IS CREATED AND APPROVED, AND UPON THE CITY ATTORNEY'S REVIEW. Motion carried unanimously.

3. Ordinance 2013-6 (Amend The Zoning Code To Allow Adult Day Care Center As A Conditional Use In Certain Zoning Districts) 1st Reading-

The City Administrator reported on the ordinance. The second reading will be heard during a special council meeting to be held on Thursday, September 5th at 7:00 p.m.

9. UNFINISHED BUSINESS- NONE.

10. NEW BUSINESS

A. Resolution 2013-9 (Request For Financial Assistance From The Wisconsin Waterways Commission)-

The City Administrator reported on the repairs needed to the launch ramp loading piers. This resolution will allow the City to request assistance. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH TO APPROVE RESOLUTION 2013-9 REQUESTING FINANCIAL ASSISTANCE FROM THE WISCONSIN WATERWAYS COMMISSION AS PRESENTED. Motion carried unanimously.

B. Consider Hiring Engineering Firm For Soil Boring Test For Upper Lake Park Bluff-

Rob Vanden Noven reported on the soil boring testing. The City has been awarded a \$7,440 grant from Wisconsin Coastal Management for this work. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN LARSON TO APPROVE WISCONSIN TESTING LAB FOR SOIL BORING AT \$17,117. VOICE VOTE TAKEN: AYES: 4, NAYS: 2 (DRISCOLL AND RUDSER) Motion carried unanimously.

C. Resolution 2013-8 (Adopting The Ozaukee County All Hazards Mitigation Plan)-

The City Administrator reported on the request for this plan from Ozaukee County. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN EHRLICH TO APPROVE RESOLUTION 2013-8 AS PRESENTED. Motion carried unanimously.

11. FORTHCOMING EVENTS- Maritime Heritage Festival this coming weekend. Rock The Harbor event will be held on Friday, August 30th. Coal Dock Park celebration weekend is coming on September 28th and 29th.

12. PUBLIC COMMENTS/APPEARANCES

*John Sigwart, 230 W. Theis Lane- reported on the Port Washington Main Street Board meeting. He requested that the Council reduce the annual \$25,000 donation given to Main Street at increments of \$5,000 each year over a 5 year period. This would allow Main Street to become completely independent from City funding at the end of the 5 year period.

13. Motion to Convene in Closed Session Pursuant to sec. 19.85(1)(e), Wis. Stats. for Purposes of Formulating Negotiation Strategies Relating to Possible Investment of Public Funds in the Development or Redevelopment of Property Owned By Renew Port Holdings I, LLC and Located at 122 N. Franklin Street, Which for Bargaining Reasons Requires a Closed Session; and Roll Call Vote on Motion-

MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN LARSON TO GO INTO CLOSED SESSION FOR THE REASONS STATED ABOVE. ROLL CALL

City Council Meeting

August 20, 2013

Page 4

VOTE TAKEN- AYE: EHRLICH, NEUMYER, DRISCOLL, RUDSER, LARSON AND BECKER. Motion carried unanimously.

14. Reconvene Into Open Session- Reconvened into open session at 10:18 p.m.

15. Action If Any, Related To Items Discussed In Closed Session- None.

16. ADJOURNMENT- MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN BECKER TO ADJOURN THE MEETING AT 10:19 P.M. Motion carried unanimously.