

MINUTES
CITY OF PORT WASHINGTON
COMMON COUNCIL MEETING
Tuesday, November 15, 2016, 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. Council members present: Aldermen Mike Ehrlich, Paul Neumyer, Bill Driscoll, Doug Biggs, Kevin Rudser, Dave Larson and Dan Becker arrived at 7:50 p.m. Also present: City Engineer Rob Vanden Noven, City Planner Randy Tetzlaff, City Attorney Eric Eberhardt, City Administrator Mark Grams and City Clerk Susan Westerbeke.

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

MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN LARSON TO APPROVE THE MINUTES AS PRESENTED AND ORIGINAL OPERATOR LICENSES FOR DEBRA KLEIN, MEGAN SCHWENGEL AND AMANDA KISSINGER AS PRESENTED. Motion carried unanimously. Alderman Larson reported on the Original Operator License Application for Abby Payne. Ms. Payne along with her employer, Al Uselding, addressed the Finance & License Committee at their meeting held prior to this one, to give an explanation on her background record. Aldermen Larson, Driscoll and Biggs reported on the concerns over her record including failure to disclose her record on her application. She has no previous record other than the recent issue. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN DRISCOLL TO APPROVE AN ORIGINAL OPERATOR LICENSE FOR ABBY PAYNE. AYE: 6, NAY: 1 (BIGGS). Motion carried.

4. **MAYOR'S BUSINESS**

Chief Hingiss was present to introduce a new police officer Gary Belzer. Mayor Mlada reported that Saturday, November 26th is Small Business Saturday and he encourages residents to support our downtown businesses and shop locally on that day.

A. Proclamation Honoring Dave Ewig- Mayor Mlada, City Public Works Director and Engineer Rob Vanden Noven, City Administrator Mark Grams and the Aldermen commented on the history of employment of Dave Ewig over his 40 years with the City and thanked him for his years of service.

B. Proclamation For 2016 Arbor Day- The Mayor read the proclamation.

C. Update On Denis Sullivan- None.

D. Update On Breakwater Project- The Mayor gave a report that the breakwater will be accessible during the project, which will commence in early Spring. The City Administrator reported there will be a cost savings if some of the phase 1 and 2 work is done at the same time. Cost estimates are being gathered at this time. Grant money is in place for Phase 1, but Phase 2 grant money is still being applied for.

5. **OFFICERS'/STAFF REPORT-** The City Administrator reported on the November 8th Election statistics submitted by the City Clerk. The City Clerk thanked the poll workers and Chief Inspectors for the dedicated service on Election Day.

The Mayor and Alderman Driscoll commented on the Aldermen blogs that are being set up by the City Webmaster.

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.-None.

7. **COMMITTEES**

A. FINANCE AND LICENSE COMMITTEE

1. Public Hearing On The Proposed 2017 City Departmental Budgets And Proposed Tax Levy- The Mayor opened the public hearing for comment. There being no public comment, a MOTION WAS MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN EHRLICH TO CLOSE THE PUBLIC HEARING. Motion carried unanimously.

2. Resolution 2016-24 (Approve 2017 City Departmental Budgets And Tax Levy)- Alderman Larson gave an updated report on the 2017 City Budget. A specific report was given on the future building for the Senior Center, Marina expenses, debt service and borrowing. The tax levy will be 5,287,687. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN BIGGS TO APPROVE THE 2017 CITY BUDGET AND TAX LEVY AS PRESENTED. Motion carried unanimously.

3. Approve 2017 BID Project Plan And BID Assessment Rate- The City Administrator reported on the 2017 BID Plan and Assessment Rate along with the Main Street budget. Wayne Chrusiel was present to report on the details of the plan and future fund raising opportunities. MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE 2017 BID PROJECT PLAN AND ASSESSMENT RATE OF \$60,000 AND RATE OF \$1.82763382 SUBJECT TO THE APPROVAL OF THE CITY ATTORNEY. Motion carried unanimously.

4. Approve Original Class B Combination Alcohol License For Sullivan Food Service d/b/a The Pasta Shoppe (323 N. Franklin Street)- Aldermen Larson reported on the request by the buyer of the Pasta Shoppe, Sullivan Food Service, Inc, Michael Sullivan owner and agent. All applications and supplemental paperwork was received and reviewed by the City Clerk and Chief Hingiss. Michael Sullivan was present to introduce himself and comment on the purchase and plan to keep the restaurant functioning as it has been. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN BECKER TO APPROVE AN ORIGINAL CLASS B COMBINATION ALCOHOL LICENSE FOR SULLIVAN FOOD SERVICE D/B/A THE PASTA SHOPPE AT 323 N. FRANKLIN STREET AS PRESENTED. Motion carried unanimously.

8. BOARDS/COMMISSIONS- None.

9. UNFINISHED BUSINESS- None.

10. NEW BUSINESS

A. Approve Development Agreement With TBF Development LLC (Blues Factory Project)- The City Administrator reported on the developers agreement that has been in progress. The developer is Gertjan van den Broek. The funding was reported on with a 80/20 split, the City covering the 20% with incentives. The City Attorney reported on the contingencies, which have to be satisfied prior to the property being sold. The deed of the property will allow the City to re-purchase the land if the project does not proceed as listed in the agreement. Attorney McIlInay was present representing Gertjan van den Broek. He commented on the debt service language, which is in the City's best interest. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN DRISCOLL TO APPROVE THE DEVELOPMENT AGREEMENT WITH TBF DEVELOPMENT LLC FOR THE BLUES FACTORY PROJECT SUBJECT TO THE AMENDMENT PER THE CITY ATTORNEY. Motion carried unanimously.

B. Ordinance 2016-10 (Rezoning Of City Land On W. Grand Avenue From PUL To RS-3) 1st Reading- Randy Tetzlaff reported on the accepted offer to purchase the property. A rezoning will be necessary and is going before the Plan Commission this month. The Council will take this up as a second consideration in early December.

C. Proposed State Legislation To Change Public Notice Requirement- The City Administrator reported on legislation being discussed on public notice changes. In the future if the legislative committee takes up this requirement, the City could send a letter or resolution supporting

the changes. MOTION MADE BY ALDERMAN LARSON, SECONDED BY BIGGS TO DIRECT CITY STAFF TO DRAFT A RESOLUTION TO SUPPORT LEGISLATION CHANGING THE PUBLIC NOTICE REQUIREMENTS FOR CONSIDERATION IN JANUARY. Motion carried unanimously.

D. Approve License Agreement Between The City And Port Washington State Bank For Ramp Along Wilson House Building- Rob Vanden Noven and the City

Attorney reported that Port Washington State Bank (PWSB) is planning on replacing the ramp/steps to the Wilson House on Main St. The proposed improvements are approximately the same dimensions as the existing stairs/ramp. Since there is no existing license agreement with the City permitting the encroachment into the Main St. right-of-way, this agreement was drafted and should be executed by the City and PWSB. MOTION MADE BY ALDERMAN NEUMYER, SECONDED BY ALDERMAN ERHLICH TO APPROVE THE LICENSE AGREEMENT BETWEEN THE CITY OF PORT WASHINGTON AND PORT WASHINGTON STATE BANK AS PRESENTED. Motion carried unanimously.

11. FORTHCOMING EVENTS- The Mayor and Aldermen mentioned various events coming to the City.

12. PUBLIC COMMENTS/APPEARANCES- None.

13. MOTION TO GO INTO CLOSED SESSION according to Wisconsin State Statute 19.85 (1)(e) to deliberate the purchase of public property whenever competitive or bargaining reasons require a closed session.- The Mayor read the closed session agenda item. MOTION MADE BY ALDERMAN BECKER, SECONDED BY ALDERMAN BIGGS TO GO INTO CLOSED SESSION AT 9:49 P.M. FOR THE REASONS STATED ON THE AGENDA. ROLL CALL VOTE TAKEN: AYE: EHRLICH, NEUMYER, DRISCOLL, BIGGS, RUDSER, LARSON AND BECKER. Motion carried unanimously.

14. RECONVENE INTO OPEN SESSION- The Council reconvened into open session at 11:00 p.m.

15. POSSIBLE ACTION ON ANY SUBJECT DISCUSSED IN CLOSED SESSION- No action taken.

16. ADJOURNMENT- MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN BECKER TO ADJOURN THE MEETING AT 11:01 P.M. Motion carried unanimously.