

MINUTES
CITY OF PORT WASHINGTON
COMMON COUNCIL MEETING
Tuesday, April 18, 2017, 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 Paul Neumyer, Doug Biggs and Dave Larson. Newly elected Aldermen present: Michael Ehrlich, Michael Gasper, Jonathan Pleitner and John Sigwart. Also present: 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. **OATH OF OFFICE FOR THE CITY ALDERMEN OF THE 1ST, 3RD, 5TH, AND 7TH ALDERMANIC DISTRICTS-** The City Clerk administered the Oath Of Office to Michael Ehrlich- Alderman District 1, Michael Gasper- Alderman District 3, Alderman Jonathan Pleitner- District 5 and Alderman John Sigwart- District 7.

4. **CONSENT AGENDA**

A. Approve Minutes Of Previous Meeting

B. Approve Original Operator License Applications

MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE MINUTES OF THE PREVIOUS MEETING AND ORIGINAL OPERATOR LICENSES FOR AMANDA GLANDER, BRIAN SCHOWALTER, ANTHONY MORGESE, CAROL STOLL AND DANIEL MCNALL AS PRESENTED. Motion carried unanimously.

5. **MAYOR'S BUSINESS**

Mayor Mlada gave a presentation on the waterfront safety initiative that continues on in the City. The Mayor will be the keynote speaker in Sheboygan at the Great Lakes Water Safety Conference on Thursday and Friday.

A. Proclamation Honoring Volunteer Appreciation Month- The Mayor thanked all the volunteers that share their time and talent to the City. He read the Proclamation Honoring Volunteer Appreciation Month into the record.

B. Proclamation Celebrating Harbor Lights Development As Main Street 2016 "Best New Building"- Mayor Mlada announced that on Friday, April 7th the Main Street 2016 Awards Ceremony was held and Gertjan van den Broek and Renew Port Holdings was awarded the Best New Building.

C. Introduction Of City Marketing And Communications Coordinator- The Mayor welcomed Nicole Styles as our new Marketing and Communications Coordinator.

D. Approval Of 2017-2018 Appointments To City Boards, Committees, Commissions- Mayor Mlada presented for consideration the list of appointees to the Council for consideration. MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN LARSON TO APPROVE THE ALDERMANIC APPOINTMENTS FOR 2017-2018 AS PRESENTED. Motion carried unanimously. MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN LARSON TO APPROVE THE CITIZEN APPOINTMENTS AS PRESENTED. Motion carried unanimously.

E. Groundbreaking Matthaeus Farms- They Mayor reported on the development going in at the site. April 25th at 10:00 a.m. there will be a groundbreaking of this subdivision project.

F. Update On Downtown Redevelopment- Mayor Mlada reported on the past year on the Economic Development Committee and the work they've done to put together the 2035 Economic Development Plan. There are copies available to the public if they are interested. The next three months the future expenses will be discussed for breakwater repair projects and lighthouse preservation efforts. In June there will be discussions held on the street repair projects and PASER ratings on the roads. Also in June the Police and Fire Departments will be discussing the future needs of their departments. In July there will be discussion on capital needs of the City.

August discussions will be held with Marketing and Development and broader City revenue review. In September there will be updates on borrowings and TIF updates. During the month of October there will discussions held on balanced economic growth and EDC 2035 plan. In November budgets will be discussed and December a year in review will be done.

6. OFFICERS'/STAFF REPORT

A. Election Of Council President- The City Attorney explained the purpose of this position and the state statutes involved. The Mayor called for nominations for the office of Common Council president. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN EHRLICH TO NOMINATE ALDERMAN DOUG BIGGS AS COUNCIL PRESIDENT. The Mayor asked for further discussion. ALDERMAN SIGWART THEN NOMINATED ALDERMAN EHRLICH AS COUNCIL PRESIDENT. The Mayor asked the City Attorney how to proceed. The City Attorney advised to take the nominations in turn. The Mayor noted Alderman Sigwart's confidence in Alderman Ehrlich's qualifications to serve as Council President. VOTE TAKEN ON MOTION TO NOMINATE ALDERMAN DOUG BIGGS AS COUNCIL PRESIDENT. AYES: 5, NOES: 2 (GASPER, SIGWART). Motion carried. The Mayor announced and congratulated Alderman Biggs as Common Council president.

D. Update On Street Improvement Projects- The City Administrator reported that the water main on Harrison Street has been started. Patching will be starting on Main Street and alley work will start this Friday.

7. 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.

Dave Larson – Commented on what was reported in the Ozaukee Press last week as being inaccurate and a miss quote. He contacted the editor and he will not retract the error. He also mentioned looking forward to future success with the new Aldermen, as they are now part of this group.

Kendel Feilen, 648 Evergreen Terrace- Read a statement to the Council regarding concerns over the previous meeting and comments that were made by Alderman Larson regarding the election and the newly elected Aldermen.

8. COMMITTEES- None.

9. BOARDS/COMMISSIONS- None.

10. UNFINISHED BUSINESS- None.

11. NEW BUSINESS

1. Discussion And Possible Action In Regards To The North Slip Sheet Wall

Tie Backs- The City Administrator reported that during an investigation to locate the tie backs for the sheet wall in the North Slip, they are only located at the far west end of the wall and east half of the wall. Street Commissioner James Hoile was also present to report on the findings and answer questions. Alderman Sigwart informed Council that he'd had a discussion with the Historical Society and there are two individuals who do research that could gather historic information on the site. He'd like to see the research done before hiring an engineering firm. This information could be helpful to the understanding of the site. MOTION MADE BY ALDERMAN SIGWART, SECONDED BY ALDERMAN GASPER TO REQUEST THE PORT WASHINGTON HISTORICAL SOCIETY RESEARCH AND REPORT ON FINDINGS OF THE NORTH SLIP PARKING LOT BY THE MAY 16TH COUNCIL MEETING. Discussion was held on this motion. Mark Grams and Randy Tetzlaff reported that background research on the site has been done and plans were found when the rail lines were put in the area. Mayor Mlada suggested that the site research could be done in conjunction with engineering firms providing proposals. Attorney Eberhardt commented that it would not be improper to obtain engineering proposals while the site

research is being done given we now know the structure may not be sufficient. Alderman Sigwart would like to have the City get 4 or 5 engineering firms to interview before getting proposals so the most qualified firm can be chosen first. Alderman Biggs reviewed what has been done to date on this site. While we are getting a clear understanding of the site, we should consider closing the parking lot and walkway. Alderman Gasper commented that the odds are astronomical that there would be a collapse in the next month and asked the City Administrator to give the time frame on getting proposals. Mayor Mlada asked Alderman Sigwart to restate his motion for clarity. MOTION WAS MADE BY ALDERMAN SIGWART TO HAVE COUNCIL OR CITY STAFF CONTACT THE PORT WASHINGTON HISTORICAL SOCIETY TO ASK FOR HISTORIC INFORMATION ON THE NORTH SLIP PARKING LOT SITE FOR THE MAY 16TH MEETING, A SECOND WAS MADE BY ALDERMAN GASPER. Discussion continued on the motion, Alderman Ehrlich asking Alderman Sigwart for an amendment to his motion. It would be to include selecting 3 or 4 engineering firms to be interviewed before the May 16th meeting so we can proceed to choose one proposal when the Historical Society research is available. Alderman Sigwart approved of the amendment to his motion as stated by Alderman Ehrlich and Alderman Gasper approved of the amendment with his second. Alderman Larson commented that he agrees with the motion to have the Historical Society do research, but also wants to include engineering firms that are being interviewed also providing proposals. Alderman Biggs expressed concern over deciding on an engineering firm before having the proposal. Alderman Sigwart explained that he'd like to select and interview an engineering firm that will also provide a scope of work, that way you are choosing the best qualified firm. Alderman Biggs expressed concern over the known environmental issues with this site and the legal issues that could arise should the site fail and contamination into the lake. Alderman Neumyer commented on the motion being considered, are we able to move at a speed to address this issue that will defend us in the case of failure. Attorney Eberhardt advised Council that they should act on this for legal reasons sooner than later. Alderman Pleitner inquired whether interviewing these engineering firms show a good faith effort by the City in the case of a failure. Attorney Eberhardt responded that is would be helpful, but in the case of a failure it would not stop legal action being taken against the City. Mayor Mlada asked Alderman Sigwart if he would like to add a second amendment to his motion, which would include closing the North Slip Parking Lot area and walkway. Alderman Sigwart does not want to accept this second amendment to his current motion. For clarity a MOTION WAS MADE BY ALDERMAN SIGWART AND SECONDED BY ALDERMAN GASPER INCLUDING THE FIRST AMENDMENT TO HAVE THE PORT WASHINGTON HISTORICAL SOCIETY RESEARCH THE NORTH SLIP PARKING LOT AREA AND REPORT BACK THE WEEK BEFORE THE MAY 16TH COUNCIL MEETING AND TO MOVE FORWARD WITH STAFF INTERVIEWING OF ENGINEERING FIRMS TO UNDERSTAND SCOPE OF WORK. VOTE TAKEN, AYE: 6, NOES: 1 (BIGGS). Motion carried.

2. Resolution 2017-9 (Application For DNR Recreational Trails Grant)- The City Administrator reported that this resolution is required as part of the application process for the DNR grant. This grant is to be used for finishing the railing project on Coal Dock Park. MOTION MADE BY ALDERMAN NEUMYER, SECONDED BY ALDERMAN EHRLICH TO APPROVE RESOLUTION 2017-9 APPLICATION FOR DNR RECREATIONAL TRAILS GRANT AS PRESENTED. Motion carried unanimously.

3. Approve Hiring Street Department Employee- James Hoile, Street Commissioner reported on the current vacancy that needs to be filled. There were 49 applicants and 6 were interviewed. Being recommended for the position is Kahlin Taylor, subject to the required background check and physical. MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN PLEITNER TO APPROVE HIRING KAHLIN TAYLOR FOR THE STREET DEPARTMENT POSITION, STARTING PAY OF \$23.32/HOUR AND SUBJECT TO THE REQUIRED BACKGROUND CHECK AND PHYSICAL. Motion carried unanimously.

4. Ordinance 2017-4 (Composition Of Harbor Commission) 1st Reading- City Attorney Eberhardt reported on the section of the current ordinance to be changed. To bring the ordinance

into compliance with State Statute, the language is being changed to reference not more than one member of council. The second reading will be at the May 2nd meeting.

5. Ordinance 2017-5 (Composition Of Design Review Board)- This item is being tabled until a future meeting.

6. Approve Change Order No. 2 For Breakwater Project- The City Administrator reported on the need for the Change Order. While the digging was underway they found old sheet pile was buried much deeper than originally expected and bid for. Removing it also took longer to remove. The cost will be \$40,212.20 and there are contingency funds available for \$57,000. With this change order and the additional gate and railing from change order one, the total of \$41,000 has been spent in change orders and leave around \$16,000 left for the remainder of the project. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN EHRLICH TO APPROVE CHANGE ORDER NO.2 FOR THE BREAKWATER PROJECT FOR 440,212.20 AS PRESENTED. Motion carried unanimously.

12. FORTHCOMING EVENTS- The Mayor and Aldermen reported on various upcoming events.

13. PUBLIC COMMENTS/APPEARANCES- John Sigwart, 230 W. Theis St.- Asked the Council to address the N. Slip Parking Lot and patch the parking area before Pirate Fest. Kenny Mitchell, 622 W. Pierre Ln.- Inquired whether the Council follows Roberts Rules of Order. He feels the nomination of the Council President this evening is not valid.

14. ADJOURNMENT- MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN PLEITNER TO ADJOURN THE MEETING AT 10:05 P.M.