

MINUTES
CITY OF PORT WASHINGTON
COMMON COUNCIL MEETING
Tuesday, August 1, 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 Mike Ehrlich, Paul Neumyer, Michael Gasper, Doug Biggs, Dave Larson and John Sigwart. Absent and excused was Alderman Jonathan Pleitner. Also present: City Planner Randy Tetzlaff, City Attorney Eric Eberhardt 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

C. Approve Temporary Operator License Applications

D. Approve Event Cabaret License Application

MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN EHRLICH TO APPROVE THE MINUTES AS PRESENTED; APPROVE ORIGINAL OPERATOR LICENSES FOR MITCH LUBNER, MICHAEL JOHNSON AND TAYLOR OLSON AS PRESENTED; TEMPORARY OPERATOR LICENSES FOR FRIENDS OF PARK AND REC FOR AUGUST 12, 2017 BEER GARDEN FOR JEFFREY LAMONT AND CHERYL LAMONT AND UNITED WAY OF NORTHERN OZAUKEE FOR SEPTEMBER 9, 2017 BEER GARDEN FOR ANNIE STADLER AND CHRISTINE KING AS PRESENTED AND APPROVE EVENT CABARET LICENSE FOR BE3 FOR A BEER GARDEN IN UPPER LAKE PARK ON AUGUST 19, 2017. Alderman Gasper requested an amendment to the minutes in section 8. A. 1. MOTION TO INCLUDE THE REQUESTED CORRECTION BY ALDERMAN GASPER. Motion carried unanimously.

4. **MAYOR'S BUSINESS**

A. Update On Denis Sullivan- The Mayor reported on the upcoming engagement in August.

B. Update On Joint Meeting With Village Of Saukville- Mayor Mlada gave an update on joint meeting for the mental health wellness initiative being lead by Washington-Ozaukee Counties with shared services. It is called the Cultivate model and will be launched in 2018.

C. Update On City Expense And Revenue Picture: Current Tally From Staff Presentations- And Development To Date- The Mayor reviewed the year to date on the department presentations, grant application process, street maintenance and repairs and other upcoming needs for future budgets.

5. **OFFICERS'/STAFF REPORT-** None.

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.

*Matt Panhans, 2307 Willow Pond Way- Supports the lowering of the speed limit outside Misty Ridge Subdivision on STH 32. Traffic and population has increased over the years and the view for traffic coming over the hill is obscured.

*Cathy Hanson, 1956 Blue Spruce Ct.- She distributed information to the Council on the need for reduction of speed limit on STH 32 in front of Misty Ridge.

*Stephanie Maves, 2127 Willow Pond Way- The Misty Ridge entrance is fairly hidden and there are concerns about the speed limit as the subdivision is full of children.

* Steve Bennett, 1801 Windrush Dr.- Misty Ridge has children in it and some of them are getting older and will be of driving age soon. This may be an issue for young drivers in the future navigating STH 32 at the entrance.

7. COMMITTEES

A. FINANCE AND LICENSE COMMITTEE

1. Approve Annual Cabaret License Application For Van Ells-Schanen American Legion Post 82 / Investors Brewpub 435 N. Lake Street- Alderman Larson reported that this item was tabled at the last meeting due to concerns that were raised by residents. Those concerns have been addressed with the business owner and restrictions for the cabaret license have been drafted and were included in your report. MOTION MADE BY ALDERMAN LARSON, SECONDED BY ALDERMAN BIGGS TO APPROVE THE ANNUAL CABARET LICENSE FOR VAN ELLS-SCHANEN AMERICAN LEGION POST 82 D/B/A INVESTORS BREWPUB AT 435 N. LAKE STREET, ADAM DRAEGER-AGENT TO INCLUDE RESTRICTIONS OF (1.) OUTDOOR MUSIC IS ALLOWED IN THE DESIGNATED BIERGARDEN AREA (2.) OUTDOOR MUSIC IS ALLOWED UNTIL 10:00 P.M. (3.) OUTDOOR MUSIC IS ALLOWED THREE TIMES PER YEAR FOR SPECIAL EVENTS UNTIL 11:00 P.M. (4.) OUTDOOR MUSIC IS ALLOWED WITHIN THE RESTRICTIONS LISTED ABOVE ONLY WHEN THERE ARE NO CITY SPONSORED EVENTS OR PARK & RECREATION DEPARTMENT RENTALS IN VETERANS PARK AS PRESENTED. Motion carried unanimously.

B. TRAFFIC SAFETY COMMITTEE

1. Approve Reducing Speed Limit On Highway 32 Near The Entrance Of Misty Ridge Subdivision- Police Chief Hingiss was present to report on the Traffic Safety Committee meeting and their recommendation to approve this ordinance for speed reduction in this area. Drivers leaving the City begin speeding up before the sign for 55 MPH so are already speeding when passing the entrance to Misty Ridge. The subdivision entrance is hidden from view due to the hills. Reducing the speed to 45 MPH would be reasonable. The final approval of the speed limit change on STH 32 must be approved by the Wisconsin Department of Transportation. MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN SIGWART TO REDUCE THE SPEED LIMIT ON STH 32 TO 45 MPH FOR THE LENGTH OF ROADWAY IN FRONT OF THE MISTY RIDGE SUBDIVISION AS PRESENTED. Motion carried unanimously.

2. Ordinance 2017-8 (Approve Four Way Stop At Intersection Of Holden Street And W. Norport Avenue) 1st Reading- Alderman Sigwart reported on the traffic issues around Thomas Jefferson Middle School. More children are driven to school now than walk; this causes congestion with vehicular traffic as well as those pedestrian that are trying to cross the streets around the schools. There are also sporting events held at the school and use of the soccer fields which add traffic to the already congested area.

8. BOARDS/COMMISSIONS

A. PLAN COMMISSION

1. Ordinance 2017-9 (Rezoning Of Property From B-2 With An OPD Planned Development Overlay To RM-4 With An OPD Planned Development Overlay) 1st Reading- Randy Tetzlaff reported on the subdivision plan and the remaining two lots on Sweetwater and STH 33, which are not selling. When STH 33 was upgraded it cut off the access to those lots as well. Belinski has brought to the Plan Commission a number of possible plans. The Plan Commission is now recommending Belinski's current requested change to the zoning to allow for the lots to be utilized for 35-Unit Active Adult Rental Residential building. This would be marketed to Active Adults and that 80% of the units would need to have at least one resident that is 55 years old or older residing in the unit. Prior to the next reading of this ordinance there will be a public hearing held at that meeting.

9. UNFINISHED BUSINESS- None.

10. NEW BUSINESS

A. Approve Developers Agreement Between The City And Black Cap Halcyon, LLC (South Bluff Property)- The City Administrator Mark Grams joined the meeting by telephone. Alderman Gasper stated by State Statute 936.13, he will recuse himself from items 10. A. and B. due to conflict of interest and then moved to sit in the audience. Alderman Sigwart addressed the Council about the decisions being made tonight; final drafts were still being received today and feel these items should be tabled until August 15th. He also has numerous questions that he'd like to have answered prior to a decision being made. The City Attorney reviewed his detailed memorandum, which he had distributed to the Council. Attorney Eberhardt informed Council that his memorandum should address many of the questions Aldermen may have. Randy Tetzlaff reviewed the plans and access to the public property portion of the plan. Mayor Mlada reported on a conversation he had with the State on grants that may be available for the public access areas. There may be grant money available for ADA accessible launch areas and a staircase down the bluff to the water. City Administrator Grams talked about the savings to taxpayers when grant money is available for the public access areas and allowing public access through connecting subdivisions down the shoreline. Alderman Biggs reviewed the residential homes and townhome sizes and types of units that will be available. He also reported on the taxes to be collected with this subdivision and there are no developer incentives from the City on this project. The Developer Tony Polston was present to report on the project and answer detailed questions about the project and documents being considered. Further discussion was held between the Aldermen and the developer on the details of the agreement. MOTION MADE BY ALDERMAN BIGGS, SECONDED BY ALDERMAN EHRLICH TO APPROVE BOTH THE DEVELOPERS AGREEMENT AND LAND PURCHASE AGREEMENT BETWEEN THE CITY OF PORT WASHINGTON AND BLACK CAP HALCYON, LLC CONTINGENT UPON OUTSIDE LEGAL COUNCIL REVIEW AND CITY ATTORNEY REVIEW OF THE OUTSIDE LEGAL REVIEW. Further comment and discussion was held. VOTE TAKEN, AYE: 4, ABSTAINED: 2 (SIGWART AND GASPER) Motion carried.

B. Approve Land Purchase Agreement Between The City And Black Cap Halcyon, LLC (South Bluff Property)- See motion above.

C. Consideration And Approval Of Amendment To Offer To Purchase To Extend Closing Date (Port Townhomes LLC)- The City Attorney reported that the required letter of approval was received from the DNR. The closing date now needs to be extended to the end of this week. MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN BIGGS TO APPROVE THE AMENDMENT TO OFFER TO PURCHASE TO EXTEND THE CLOSING DATE AS PRESENTED. Motion carried unanimously.

11. FORTHCOMING EVENTS- Various upcoming events were mentioned by the Mayor and Aldermen.

12. PUBLIC COMMENTS/APPEARANCES- None.

13. ADJOURNMENT- MOTION MADE BY ALDERMAN EHRLICH, SECONDED BY ALDERMAN BIGGS TO ADJOURN THE MEETING AT 10:28 P.M. Motion carried unanimously.