

**MINUTES**  
**CITY OF PORT WASHINGTON**  
**COMMON COUNCIL MEETING**  
**Tuesday, June 18, 2019, 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 Martin Becker. Members present were Alderpersons Deborah Postl, Paul Neumyer, Michael Gasper, Dan Benning, Jonathan Pleitner, Patrick Tearney and John Sigwart. Also present: City Engineer Rob Vanden Noven, City Planner Bob Harris, 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**

**C. Approve Temporary Class "B"/ "Class B" Retailer's License Applications**

**D. Approve Event Cabaret License Applications**

MOTION MADE BY ALD. BENNING, SECONDED BY ALD. PLEITNER TO APPROVE THE MINUTES OF THE PREVIOUS MEETING AS PRESENTED; ORIGINAL OPERATOR LICNESES FOR THE FOLLOWING INDIVIDUALS AMANDA BORGENTHAGEN, SCOTT MORGAN, NICOLE SHAVER, PETER MOULDS, ALEJANDRO GUZMAN-VALENCIA, JENSEN HURLEY, REBECCA MEYER, CLAYTON ANDERSON, KAL GAHAN, AMY GANNON, TONY MATERA, SARA JANESHEK, HEATHER SULLIVAN, JAMES DOUGLAS, KAYLYNN LECHER, RENEE CHAMPEAU, LORI KELLY, TANYA AYALA, MARCIA ENDICOTT, SOMERS ENDICOTT, JENNIFER NUTTER, CASSI ZERZYCKI, MARLENE HEIMSCH, SYDNEY GREISCH, ANN NUEDLING ZACHARY SOMMERFELD, JOHN ROBERSTON, MATTHEW ROBINSON, SAMANTHA SCHNEIDER, AMANDA FLEISCHMAN, TAYLOR FYHRLUND, ANDREA MOELLER-DONHAM AS PRESENTED; TEMPORARY CLASS B RETAILERS LICENSES FOR BEER GARDENTS AT UPPER LAKE PARK, AREA 1, LIONS CENTENNIAL PAVILION FOR BE3, INC.- 6/20/2019 FOR RIBBON CUTTING OF BEER GARDEN, SHIPWRECK EDUCATION AND PRESERVATION ALLIANCE (SEAPA)- 7/13/2019, MARINE LEATHERNECKS CLUB- 8/3/2019, BE3, INC.- 8/17/2019, KIWANIS CLUB OF GREATER PORT WASHINGTON- 8/31/2019, UNITED WAY OF NORTHERN OZAUKEE- 9/7/2019 AND PORT WASHINGTON CHAMBER OF COMMERCE (PWCC)- 10/19/2019 AND FOR PORT FISH DAY ON 7/20/2019 AT THE MARINA AREA FISH DAY GROUNDS OZAUKEE MASONIC LODGE AND PORT WASHINGTON SAUKVILLE ROTARY CLUB AS PRESENTED; EVENT CABARET LICENSES FOR BEER GARDEN'S AT UPPER LAKE PARK, AREA 1, LION'S CENTENNIAL PAVILION FOR BE3, INC.- 6/20/2019 FOR RIBBON CUTTING OF BEER GARDEN, SHIPWRECK EDUCATION AND PRESERVATION ALLIANCE (SEAPA)- 7/13/2019, STARS & STRIPES LEGACY CLUB/MARINE LEATHERNECKS CLUB- 8/3/2019, BE3, INC.- 8/17/2019, KIWANIS CLUB OF GREATER PORT WASHINGTON- 8/31/2019, UNITED WAY OF NORTHERN OZAUKEE- 9/7/2019, PORT WASHINGTON CHAMBER OF COMMERCE (PWCC)- 10/19/2019 AS PRESENTED. Motion carried unanimously.

4. **MAYOR'S BUSINESS**

Mayor Becker read a Proclamation recognizing June 29<sup>th</sup> at Love Your Great Lakes Day. The Mayor announced Police Captain Mike Keller will be retiring at the end of June and thanked him for his 42 years of dedicated service to the Police Department and the residents of the City.

**A. Sauk Creek Nature Preserve Update From Ozaukee Washington Land Trust (OWLT) And AmeriCorps NCCC Team Cedar 6-**

Tom Mlada gave a presentation on the Nature Preserve and thanked the team members from AmeriCorps for all their hard work in brush clearing and upgrading the walking path.

**5. OFFICERS'/STAFF REPORT**

**A. Project Update - 2019 Water And Street Improvement Project-** The City Engineer gave an update on Summit Drive road project, which will be completed within two weeks. Garfield Ave water main service will also be completed in the next few weeks.

**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. Resolution 2019-6 (Authorizing The Issuance Of / And Sale Of \$1,820,000 Water**

**System Revenue Bonds For The City Of Port Washington, Wisconsin-** The City Financial Consultant Carol Wirth was present to review the borrowing. The City has an A1 rating, there were four bids received and Bernardi was chosen at 2.9449%. The funds can be spent over a three-year period. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO APPROVE RESOLUTION 2019-6 AUTHORIZING THE ISSUANCE AND SALE OF \$1,820,000 WATER SYSTEM REVENUE BONDS AND PROVIDING FOR PAYMENT OF THE BONDS AND OTHER DETAILS WITH RESPECT TO THE BONDS AS PRESENTED. Motion carried unanimously.

**2. Approve Scope Of Engagement With Quarles & Brady For Water Utility Revenue**

**Bonds-** Carol Wirth reviewed the contract with Quarles & Brady for their services. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. BENNING TO APPROVE THE SCOPE OF ENGAGEMENT CONTRACT WITH QUARLES & BRADY FOR \$11,250 AS PRESENTED. Motion carried unanimously.

**3. Discuss And Possible Action To Fund 2018 & 2019 Capital Projects-** The City Administrator reviewed the report. Borrowings will be done for projects that have been completed and also for projects that need to be done in the future. There is an additional \$250,000 added for Breakwater repair. Carol Wirth reviewed the borrowing options with the Council. Ald. Benning reported the Finance & License Committee is recommending approval to pursue borrowing options. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO APPROVE PURSUING BORROWING OPTIONS FOR THE 2018 AND 2019 CAPITAL PROJECTS. Motion carried unanimously.

**4. Approve Event Permit Application & Civic License With Street And Parking Lot Closures (Port Washington Park & Recreation 4<sup>th</sup> Of July Parade, Port Fish Day, Kraken Ficken**

**Fest- Sir James Pub, Live At Rascals- Rascals Port)-** Ald. Pleitner reported that Rascals Port has withdrawn their application from consideration. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. PLEITNER TO APPROVE EVENT PERMIT APPLICATIONS WITH STREET AND PARKING LOT CLOSURES FOR PORT WASHINGTON PARK & RECREATION FOR 4<sup>TH</sup> OF JULY PARADE ON JULY 4, 2019, PORT FISH DAY ON JULY 20, 2019 AND KRAKEN FICKEN FEST BY SIR JAMES PUB ON JUNE 22, 2019 AND CIVIC LICENSE FOR PORT FISH DAY ON JULY 20, 2019 AS PRESENTED. Motion carried unanimously.

**5. Approve One-Day Premises Extensions For Alcohol License Establishments (Sir James Pub and Rascals Port)-** Ald. Pleitner reported that Rascals Port has withdrawn their application from consideration. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO APPROVE A ONE-DAY PREMISES EXTENSION FOR THE SERVING AND CONSUMPTION OF BEER AND WINE IN

PLASTIC CUPS IN THE BARRICADED AREA WHICH IS THE PRIVATE PARKING LOT OWNED BY PORT WASHINGTON STATE BANK AND DIRECTLY EAST OF AND ABUTTING THE ESTABLISHMENT BETWEEN THE HOURS OF 1:00 P.M. AND 5:00 P.M. ON JUNE 22, 2019 AS PRESENTED. Motion carried unanimously.

**6. Approve Renewal Of Alcohol Licenses For July 1, 2019 – June 30, 2020 (ZuZu Pedals, Tammy Thompson-Oreskovic- Agent, Beck’s Grand Ave Mart, Jennifer Beck- Agent, Rascals Port, James Baade-Agent)-** MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO RENEW LICENSES FOR JULY 1, 2019 – JUNE 30, 2020 LICENSE YEAR FOR A CLASS B BEER LICENSE FOR ZUZU PEDALS LLC D/B A ZUZU PEDALS, TAMMY THOMPSON-ORESKOVIC-AGENT; CLASS A BEER AND LIQUOR LICENSE FOR BECK’S ENTERPRISES, INC D/B/A BECK’S GRAND AVE MART, JENNIFER BECK-AGENT AND A COMBINATION CLASS B BEER AND LIQUOR LICENSE FOR RASCALS PORT, LLC D/B/A RASCALS PORT, JAMES A. BAADE-AGENT WITH AMENDEMENTS TO RASCALS PORT PREMISES AS APPROVED BY THE FINANCE & LICENSE COMMITTEE. Motion carried unanimously.

**7. Approve Annual Cabaret License (Rascals Port, James Baade-Agent)-** MOTION MADE BY ALD. POSTL, SECONDED BY ALD. BENNING TO APPROVE AN ANNUAL CABARET LICENSE FOR JULY 1, 2019 – JUNE 30, 2020 FOR RASCALS PORT, LLC D/B/A RASCALS PORT, JAMES A. BAADE-AGENT WITH AMENDMENTS TO RASCALS PORT PREMISES AS APPROVED BY THE FINANCE & LICENSE COMMITTEE. Motion carried unanimously.

## **B. PERSONNEL COMMITTEE**

**1. Approve Hiring Of Employee For Wastewater Utility-** The City Engineer reported on the two positions and three candidates considered. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. NEUMYER TO HIRE KODEE DUNHAM FOR THE WASTEWATER UTILITY POSITION SUBJECT TO AN APPROVED BACKGROUND RECORD CHECK AND PHYSICAL AS PRESENTED. Motion carried unanimously. MOTION MADE BY ALD. NEUMYER, SECONDED BY ALD. PELITNER TO APPROVE HIRING TIM PROITE FOR THE WASTEWATER UTILITY POSITION STARTING WAGE AT 3 YR RATE ON THE DPW SCALE WITH ADDITIONAL CREDIT FOR 10 YRS CERTIFICATION AND EXPERIENCE AND SUBJECT TO AN APPROVED BACKGROUND RECORD CHECK AND PHYSICAL AS PRESENTED. Motion carried unanimously.

**2. Approve Hiring Of Employee For Water Utility-** The City Engineer reported on the four candidates considered. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. SIGWART TO HIRE BRIAN SCHAEFER FOR THE WATER UTILITY POSITION SUBJECT TO AN APPROVED BACKGROUND RECORD CHECK AND PHYSICAL AS PRESENTED. Motion carried unanimously.

## **C. TRAFFIC SAFETY COMMITTEE**

**1. Ordinance 2019-10 (Prohibit Parking On A Portion Of Sweetwater Blvd) 1<sup>st</sup> Reading-** The City Administrator reported that parking restrictions are being recommended by the Traffic Safety Committee due to the new apartment building for Bielinski Development near the intersection of Hwy 33 and proceeding north on Sweetwater Blvd. The no parking would start at Hwy 33 and proceed north on Sweetwater to the first single family residential home on the east side and on the west side to the second driveway of the commercial property. This ordinance will have a second reading at the next meeting.

## **8. BOARDS/COMMISSIONS**

### **A. PLAN COMMISSION**

**1. Ordinance 2019-8 (Amend Section 20.20.000 Of The Zoning Code Relating To Sign Regulations) 2<sup>nd</sup> Reading Revised-** The City Planner reported on the revised ordinance which addresses design requirements to monument signs as requested by the Council at the last meeting. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. TEARNEY TO APPROVE ORDINANCE 2019-8 AS PRESENTED. Motion carried unanimously.

**9. UNFINISHED BUSINESS-** None.

**10. NEW BUSINESS**

**A. Resolution 2019-7 (Authorizing A Loan Application To The Board Of Land**

**Commissioners Of Public Lands Of The State Of Wisconsin In The Amount Of \$150,000)-**

The City Administrator reported that Ansay Development was unable to submit all of their bills for their condo development on Washington Street within a four-month window allowed by the State Trust Fund Loan Program. They must now do through another loan application process. The City originally approved \$330,000 and thus far have been paid roughly \$175,000. This remaining loan amount request would cover the remaining loan amount approved by Council in the development agreement. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. NEUMYER TO APPROVE RESOLUTION 2019-7 AUTHORIZING A LOAN APPLICATION TO THE BOARD OF LAND COMMISSIOERS OF PUBLIC LANDS OF THE STATE OF WISCONSIN IN THE AMOUNT OF \$150,000 AS PRESENTED. Motion carried unanimously.

**11. FORTHCOMING EVENTS-** Various events were mentioned.

**12. PUBLIC COMMENTS/APPEARANCES-** None.

**13. MOTION TO CONVENE** in closed session per § 19.85(1)(b), Stats. to consider licensing of any person licensed by a board or commission or the investigation of charges against such person, and the taking of formal action on any such matter, to-wit: the application for alcohol beverage Operator's License submitted by Paul F. Donahue, and the Police Chief's and/or Finance & Licensing Committee's recommendations not to issue such license for said person for the license period from July 1, 2019 to June 30, 2020. [NOTE: The hearing of such licensing matter with respect to this person will not be held in closed session if, prior to the convening of closed session, he requests that their matter be heard in open session.]- No closed session was needed.

**14. RECONVENE INTO OPEN SESSION** to take action relating to closed session discussions or deliberations, if any.- This item was not needed due to no closed session being held.

**15. ADJOURNMENT-** MOTION MADE BY ALD. NEUMYER, SECONDED BY ALD. POSTL TO ADJOURN THE MEETING AT 9:22 P.M. Motion carried unanimously.

Respectfully submitted:  
Susan L. Westerbeke, City Clerk