

**MINUTES**  
**CITY OF PORT WASHINGTON**  
**COMMON COUNCIL MEETING**  
**Tuesday, September 3, 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 Temporary Operator License Applications- Wine Walk**

**E. Approve Event Cabaret License Applications**

MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. BENNING TO APPROVE THE MINUTES OF THE PREVIOUS MEETINGS AS PRESENTED, ORIGINAL OPERATOR LICENSES FOR NICHOLAS BEHLING, KELLY EINBECK, ABIGAIL SCHLAFER, OLIVIA MECHUM, TIFFANY REGAZZI, LANDON WALTERS, JORDYNN WINDISCH, MORGAN GERONIME AND EMMA MCBRIDE AS PRESENTED, TEMPORARY CLASS B RETAILERS LICENSE AND EVENT CABARET LICENSE FOR PORT WASHINGTON MAIN STREET LADIES NIGHT OUT WINE WALK ON SEPTEMBER 17, 2019 FOR NORTH SHORE HAIR DESIGN, FAT BOYS BAIT & TACKLE, ECLECTIC AVENUE, SHOPPES OF PORT WASHINGTON, PORT WASHINGTON ART COUNCIL, SHERPER’S, ONE WAG, PEAR & SIMPLE, MODA BELLA, LOLYN JEWELRY DESIGN, FOREVER YOUNG PHOTOGRAPHY, BROADWAY POPCORN AS PRESENTED AND TEMPORARY OPERATOR LICENSES FOR THE WINE WALK FOR SHARON WARANKA, HEATHER BREDE, CHARLENE RIEDEL, BRIAN PREISING, PAM HUGDAHL, KATELYN RAKER, EMILY MONROE, MELISSA SUDDENDORF, MICHELE PIECHOWSKI, LORI MICHEL, REBEKAH LUEDTKE, WILLIAM BIRD . Motion carried unanimously.

4. **MAYOR’S BUSINESS-** None.

5. **OFFICERS’/STAFF REPORT**

**A. Project Update - 2019 Water And Street Improvement Project-** The City Engineer reported that Summit Drive will be surfaced on Friday. Rogers Street and Garfield Avenue received binder today. Western Avenue and Ravine Street will have underground work done, followed by landscaping within the week.

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.*- Barrett Genson- Expressed concern over the proposed location of the air-stream trailer on N. Franklin Street and that it doesn’t fit in the downtown area. John Sigwart- Reported on discussions he had with residents on the placement of the airstream trailer on N. Franklin Street. He also requested that additional conditions be placed on the project being considered.

**7. COMMITTEES**

**A. FINANCE AND LICENSE COMMITTEE**

**1. Approve Municipal Advisory Agreement With Wisconsin Public Finance Professionals, LLC for Issuance Of \$2,825,000 General Obligation Refunding Bonds – 2019-** Ald. Pleitner reported this agreement is required prior to phase two of the financing plan which consist of General Obligation Refunding Bonds to provide the funds to pay of the 2019 NANs on December 1<sup>st</sup>. MOTION MADE BY ALD. TEARNEY, SECONDED BY ALD. BENNING TO APPROVE THE AGREEMENT WITH WISCONSIN PUBLIC FINANCE PROFFSIONALS, LLC FOR \$15,600 AS PRESENTED. Motion carried unanimously.

**2. Approve Event Permit Application (Port Washington Main Street Ladies Night Out Wine Walk)-** Ald. Pleitner reviewed the event application, which includes a Wine Walk involving local business in the downtown area. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. PLEITNER TO APPROVE LADIES NIGHT OUT WINE WALK ON SEPTEMBER 17, 2019, EVENT AREA TO INCLUDE N. FRANKLIN STREET, E. MAIN STREET, W. GRAND AVENUE AND S. WISCONSIN STREET BETWEEN 4:00 AND 9:00 P.M., BUSINESSES TO INCLUDE NORTH SHORE HAIR DESIGN, FAT BOYS BAIT & TACKLE, ECLECTIC AVENUE, SHOPPES OF PORT WASHINGTON, PORT WASHINGTON ART COUNCIL, SHERPER'S, ONE WAG, PEAR & SIMPLE, MODA BELLA, LOLYN JEWELRY DESIGN, FOREVER YOUNG PHOTOGRAPHY, BROADWAY POPCORN, SIR JAMES PUB, TWISTED WILLOW, VINES TO CELLAR, RASCAL'S, BEANIE'S MEXICAN RESTAURANT, BERNIES FINE MEATS, WINE PRODUCT TO BE CONSUMED WITHIN THE BUSINESSES DURING THE EVENT AND SUBJECT TO THE CITY ATTORNEY APPROVAL OF THE CERTIFICATE OF LIABILITY INSURANCE. Motion carried unanimously.

**3. Update On New Fire Station Project-** . Ald. Benning reported that discussions were held with Ozaukee County and the Village of Saukville and additional discussions are anticipated. The requirements for a new fire station are being worked on so an RFP can be developed.

**B. PERSONNEL COMMITTEE**

**1. Approve Six Month Salary Adjustment For Water Utility Superintendent-** Ald. Pleitner reported on this six month review for salary adjustment. MOTION MADE BY ALD. TEARNEY, SECONDED BY ALD. NEUMYER TO APPROVE A 2% SALARY INCREASE FOR WATER UTILITY SUPERINTENDENT LEO DUFFRIN TO BEGIN ON THE SIX-MONTH ANNIVERSARY AS PRESENTED. Motion carried unanimously.

**2. Approve Six Month Salary Adjustment For Wastewater Plant Operator-** Ald. Pleitner reported. MOTION MADE BY ALD. NEUMYER, SECONDED BY ALD. POSTL TO APPROVE A SIX-MONTH WAGE INCREASE TO \$25.47 PER HOUR AS PRESENTED TO PLAN OPERATOR JESSE MALONE. Motion carried unanimously.

**8. BOARDS/COMMISSIONS**

**A. PLAN COMMISSION**

**1. Approve Conditional Use Grant And Land Covenant For The Outdoor Eating and Drinking Facilities At Southwest Corner Of North Franklin Street And East Pier Street-** The City Planner reported on the proposed Conditional Use Grant and Land Covenant for a seasonal airstream trailer to be placed at 313 N. Franklin Street for the purpose of serving as an outdoor eating and drinking facility during the summer months. The lot would be landscaped and include a natural gas fire pit. The Council previously sent this matter back to the Plan Commission for further review of the conditions in the Conditional Use Grant (CUG) and the Site Plan. The Plan Commission affirmed its previous recommendation for approval. Nick and Melissa Suddendorf were present to review the revised site plan and address concerns that were expressed regarding grading of the site, block walls, walks and fire pit with timed shut-off switch. Discussion was held regarding the site plan and the conditions. The City Attorney addressed the review process by the Plan Commission, which determines whether a proposed use fits within the CUG and Site Plan as an outdoor eating and drinking facility, and whether it is allowed as a conditional use under the City Zoning Code. The Plan Commission classified the

seasonal placement of the trailer as an instrumentality used as an eating and drinking facility on the site, and recommended Council approval of the CUG at the Commission's last meeting. Prior to tonight's Council meeting John Sigwart distributed a memo to the Council requesting that additional conditions be included in the CUG, if approved. The City Attorney stated that certain of those proposed additional conditions are not within municipal authority to impose, such as requiring a written access agreement with an adjoining property owner. The City Attorney also discussed the other additional conditions proposed by Mr. Sigwart. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. PLEITNER TO APPROVE THE CONDITIONAL USE GRANT AND LAND COVENANT AS PRESENTED. Additional discussion was held. Ald. Gasper expressed concern over setting a precedent for others that may want to temporarily place trailers on sites downtown and requested that a ten-year review of the CUG be required. Nick Suddendorf expressed agreement with such a 10-year term. AN AMENDED MOTION WAS MADE BY ALD. GASPER, SECONDED BY ALD. POSTL TO SET A DURATION OF 10 YEARS FOR THE CONDITIONAL USE GRANT FROM THE DATE OF GRANTING APPROVAL. VOTE TAKEN: AYE. 4, NO: 3 (SIGWART, PLEITNER, BENNING). Amendment to main motion carried. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. PLEITNER TO APPROVE THE CONDITIONAL USE GRANT AND LAND COVENANT AS AMENDED. VOTE TAKEN: AYE: 6, NO: 1 (SIGWART). Motion carried.

**2. Approve Land Covenant As Part Of The Conditional Use Grant Application For The Redevelopment Of The Former St. Mary's School Campus On Johnson Street-** The City Planner reported the Conditional Use Grant was approved at the previous meeting, but the Land Covenant was not included at that time and needs to be approved as well. MOTION MADE BY ALD. SIGWART, SECONDED BY ALD. TEARNEY TO APPROVE THE LAND COVENANT AS PRESENTED. Motion carried unanimously.

**3. Ordinance 2019-13 (Rezoning Land From PUL Public & Utility Lands To RS-5 Single And Two Family Residence Zoning District) 1007, 1019, 1035 N. Grant Street- 1<sup>st</sup> Reading-** The City Planner reported in 2018 the City declared approximately 38,500 square feet of City owned land along the west side of the 900-1000 block of N. Grant Street surplus property and offered the land for sale for the purpose of residential development. The land is now purchased and divided into three parcels and in preparation for development the rezoning is being requested. Rezoning to RS-5 is consistent with the surrounding zoning. A public hearing and second reading of this ordinance will be held at the next meeting.

**9. UNFINISHED BUSINESS-** None.

**10. NEW BUSINESS-** None.

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

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

**13. ADJOURNMENT-** MOTION MADE BY ALD. NEUMYER, SECONDED BY ALD. POSTL TO ADJOURN THE MEETING AT 8:55 P.M. Motion carried unanimously.

Respectfully submitted:  
Susan L. Westerbeke, City Clerk