



CITY OF PORT WASHINGTON, OZAUKEE COUNTY, WI  
**COMMON COUNCIL MEETING**  
**TUESDAY, AUGUST 18, 2020 AT 7:30 P.M.**  
Port Washington City Hall, 100 W. Grand Avenue, Port Washington, WI 53074

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**MINUTES**

**1. ROLL CALL-** Council President Paul Neumyer convened the Common Council meeting at 7:30 p.m. Alderperson Neumyer will be voting this evening. Other members present were Alderpersons Deborah Postl, Mike Gasper (by telephone), Dan Benning, Jonathan Pleitner, Pat Tearney, and John Sigwart. Also present were City Attorney Eric Eberhardt and Deputy City Clerk Kelsey Hughes. Present via telephone were City Planner Bob Harris, City Engineer Rob Vanden Noven, City Administrator Anthony Brown, City Clerk Susan Westerbeke, and Mayor Marty Becker.

**2. PLEDGE OF ALLEGIANCE TO THE FLAG-** The Pledge of Allegiance was recited.

**3. CONSENT AGENDA**

*All items listed under the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed and considered at this point on the agenda.*

A. Approve Minutes of Previous Meetings- **MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO APPROVE THE MINUTES OF THE PREVIOUS MEETING AS PRESENTED. Motion carried unanimously.**

**4. MAYOR'S BUSINESS**

A. Discussion and Possible Action on Mandatory Face Covering at Farmers Markets, Beer Gardens and Events on City Owned Property and Facilities-  
The Mayor commended the gardener who is attending to the City gardens in front of City Hall.

The Mayor discussed Port Washington Main Street's re-configuration plans for future Farmer's Markets and his intent to require attendees wear masks. Ald. Benning mentioned mask requirements were discussed at the Finance and Licensing committee. Ald. Benning and Ald. Pleitner agreed events should be considered on a month by month bases. Ald. Benning stated events like Trick-or-Treat will need to be placed on future agenda for consideration. Ald. Pleitner will speak with Port Washington Main Street Director Melissa Alexander about offering free masks at their public events. Ald. Postl requests garbage cans been available whenever free masks are offered. The Mayor stated he is requesting a mask mandate at City events. City Attorney Eric Eberhardt stated motion can proceed as sufficient notice was given by having 'Possible Action' on Agenda item. **MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO MANDATE MASKS FOR THOSE IN ATTENDANCE AT CITY EVENTS.** City Administrator Tony Brown requested clarification on which City events are included. Parks and Recreation Director Kiley Schulte mentioned both private and public events require permits. **AMENDED MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO MANDATE MASKS AT ALL PUBLIC CITY EVENTS. Motion carried unanimously.**

**5. OFFICERS'/STAFF REPORT**

A. City Engineer's Report

1. Report on 2020 Street Improvements- The City Engineer reported that concrete work for sidewalk is being finished. Paving roadways should be completed by September 4<sup>th</sup>.

The City Engineer also reported on the Breakwater project. A preconstruction meeting is scheduled for August 20<sup>th</sup>, Michels has sent out the barge. Offshore work will be conducted at Coal Dock Park with the crane stationed on the grass. The Breakwater project will start next week and is to be completed by October. There is no intention of completely closing the breakwater or gateway.

- B. City Planner's Report- Bob Harris no report.
- C. City Clerk's Report- No report.

## **6. PUBLIC COMMENTS/APPEARANCES**

*Your comments are welcome. Please limit comments to three (3) minutes. If you need more time, contact the City Administrator and ask that your topic be placed on a Common Council Agenda.*

Dan Micha – Requests 5G be installed within the City to improve tourism and bring in more businesses into downtown. Council was presented with a New York Times article, which was given to the Deputy City Clerk for the record.

## **7. FROM STANDING COUNCIL COMMITTEES**

### **A. FINANCE AND LICENSE COMMITTEE**

1. Presentation by Wendi Unger, BakerTilly, of 2019 City of Port Washington Audit- Wendy Unger was present to review the 2019 audit report. Ald. Pleitner requested information on the City's borrowing capacity for the past five (5) years. 2020 Borrowing capacity currently is at 52%.

2. 2021 Five Year Financial Forecast (2021-2025)- Presented by the City Administrator and included a PowerPoint hand out. Discussion was held on Budgeting Model Forecasts, Budget Framework, and upcoming challenges for 2021 and beyond.

3. Review and Approval of Proposed Amendments to Development Agreements with: (a) Port Townhomes LLC (Lakepointe); (b) Renew Port Holdings I, LLC (Harbour Lights); and (c) Chair Factory Apartments LLC (Lake Harbour Condominiums) due to City's Refinancing of State Trust Fund Loans.-

City Attorney Eberhardt recommended this item be postponed until the September 1<sup>st</sup> Council Meeting. City Attorney Eberhardt reported that the Agreements for Port Townhomes, LLC (Lakepointe) and Chair Factory Apartment, LLC (Lake Harbour Condominiums) are based on the amortization schedule in accordance with the City's refinancing of the State Trust Funds and does not anticipate any issues. City Attorney Eberhardt is waiting for a response from the attorneys for Port Townhomes, LLC (Lakepointe) and Chair Factory Apartment, LCC (Lake Harbour Condominiums). The Agreement for Renew Port Holdings I, LLC (Harbour Lights) is a summary narrative of the amortization schedule in accordance with the City's refinancing of the State Trust Funds and would not change the number, amount, or rate of interest the developers would pay back to the City however, the Parties are still working on an acceptable draft.

**MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO POSTPONE THE REVIEW AND APPROVAL OF PROPOSED AMENDMENTS TO DEVELOPMENT AGREEMENTS WITH: (a) PORT TOWNHOMES, LLC (LAKEPOINTE), (b) RENEW PORT HOLDINGS I, LLC (HARBOUR LIGHTS); AND (c) CHAIR FACTORY APARTMENTS, LLC (LAKE HARBOUR CONDOMINIUMS) DUE TO CITY'S REFINANCING OF STATE TRUST FUND LOANS. Motion carried unanimously. (Ald. Michael Gasper now appears via telephone).**

### **B. TRAFFIC SAFETY COMMITTEE**

1. Ordinance 2020-6 Repealing 2-Hour Parking Restrictions on Portions of W. Oakland Avenue; Repealing Yield Right-of-Way Intersection Designation for N. Benjamin St. at Intersection with W. Jefferson St.; Providing for Installation of Official Stop Sign on N. Benjamin St. at Intersection with W. Jefferson St.- Second Reading- The City Engineer reviewed the ordinance and requested

revisions. MOTION MADE BY ALD. PLEINTER, SECONDED BY ALD. POSTL TO APPROVE ORDINANCE 2020-6 REPEALING 2- HOUR PARKING RESTRICTIONS ON PORTIONS OF W. OAKLAND AVENUE AS PRESENTED. Motion carried unanimously.

MOTION MADE BY ALD. PLEINTER, SECONDED BY ALD. SIGWART TO APPROVE ORDINANCE 2020-6 REPEALING YIELD RIGHT-OF-WAY INTERSECTION DESIGNATION FOR N. BENJAMIN STREET AT INTERSECTION W. JEFFERSON STREET; PROVIDING FOR INSTALLATION OF OFFICIAL STOP SIGN ON N. BENJAMIN STREET AT INTERSECTION WITH W. JEFFERSON STREET AS PRESENTED. Motion carried unanimously.

**8. FROM CITY BOARDS/COMMISSIONS-** None.

**9. UNFINISHED BUSINESS-** None.

**10. NEW BUSINESS**

A. Consideration and Possible Action on Resolution 2020-13 (CMAR-Compliance Maintenance Annual Report)- Reported by Wastewater Treatment Plant Superintendent Dan Buehler. Reports from DNR were delayed due to COVID. A City is graded in nine (9) categories. The City of Port Washington received nine (9) A's which is an improvement from last year when the City received eight (8) A's and one (1) B. Ald. Postl inquired on the status of the already budgeted 2021 generator. Dan Buehler indicated an updated capitals list will be released shortly and should be included on the CMAR-Compliance Maintenance Annual Report. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO APPROVE RESOLUTION 2020-13 COMPLIANCE MAINTENANCE ANNUAL REPORT AS PRESENTED. Motion carried unanimously.

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

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

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

Respectfully Submitted by  
Susan L. Westerbeke, City Clerk

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