



CITY OF PORT WASHINGTON, OZAUKEE COUNTY, WI
COMMON COUNCIL MEETING
TUESDAY, MAY 18, 2021 AT 7:30 P.M.
Port Washington City Hall, 100 W. Grand Avenue, Port Washington, WI 53074

MINUTES

- 1. ROLL CALL** – Mayor Neitzke convened the Common Council meeting at 7:30 p.m. Members present were Alderperson Deborah Postl, Paul Neumyer, Mike Gasper, Dan Benning, Jonathan Pleitner, Pat Tearney, and John Sigwart. Also present was City Engineer Rob Vanden Noven, City Attorney Eric Eberhardt, City Administrator Anthony Brown, and City Clerk Susan Westerbeke.

- 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

B. Approve April Financials

MOTION MADE BY ALD. POSTL, SECONDED BY ALD. BENNING TO APPROVE THE CONSENT AGENDA AS PRESENTED. The City Clerk informed Council that Ald. Sigwart requested a change to the minutes of the previous meeting to reflect comments both he and Ald. Gasper made during consideration of Ordinance 2021-4. Ald. Sigwart and Gasper requested that Council approve the minutes with their requested changes.

AMENDED MOTION MADE BY ALD. POSTL, SECONDED BY ALD. BENNING TO APPROVE THE CONSENT AGENDA INCLUDING THE APRIL FINANCIALS AND WITH AMENDMENTS TO THE MINUTES OF THE MAY 4TH MEETING AS REQUESTED. Motion carried unanimously.

- 4. MAYOR'S BUSINESS**

A. Proclamation National Peace Officers' Memorial Day – Mayor Neitzke thanked the Police Department, past and present, and mentioned the Memorial that was held on May 15th.

B. Mayor's Updates – The Mayor informed Council that he has requested the U.S. Coast Guard provide him the records of past maintenance and expenses on the lighthouse to assist with planning of funding options going forward. The Mayor has met with community members and the Friends of Park & Recreation on lighthouse fund raising possibilities. The Mayor has visited City Departments and local businesses and will continue to do so in the future.

- 5. OFFICERS'/STAFF REPORT**

A. City Engineer's Report – Rob Vanden Noven reported on the 2021 Street Improvement Project, which began yesterday on Beutel Road at Wisconsin Street. The sidewalk project will begin in a few weeks.

B. City Planner's Report – The City Administrator reported the City Planner sent out an update to Council regarding the comprehensive and downtown plans. There will be a survey done as part of the plan update process.

C. City Clerk's Report – Susan Westerbeke reported on City events pending and approved for the month of June.

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.

Dave Mueller, Representative of Port Washington Lions Club, spoke about Lion's Fest & Fish Derby to be held at the end of July and inquired about the completion date of the new fish cleaning station. Joe Burke spoke about the Land Use Report and Prairie's Edge Development.

7. FROM STANDING COUNCIL COMMITTEES

A. FINANCE AND LICENSE COMMITTEE

1. Consideration and Possible Action on Original Class B Combination Alcohol License for Singing Salmon Saloon, LLC, Aaron Fleischman-Agent at 219 N. Franklin Street- Ald. Pleitner reported the applicant has submitted the required application. The security and operation plan were reviewed and approved by the Police Chief. The background check has also been approved by the Police Chief. Ald. Sigwart inquired if this would be a new license. The City Clerk indicates yes, however, there was an existing license utilized on that premise previously when Wicked Grille was operating. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO APPROVE THE ORIGINAL CLASS B COMBINATION ALCOHOL LICENSE FOR SIGNING SALMON SALOON, LLC, AARON FLEISCHMAN – AGENT AT 219 N. FRANKLIN STREET AS PRESENTED. Motion carried unanimously.

2. Consideration and Possible Action on Temporary Class B Retailers Licenses (Port Washington Friends of Park & Recreation Inc.- Beer Garden Series, Be3 Inc.-Beer Garden, United Way of Northern Ozaukee- Beer Garden)- Ald. Pleitner reported that many events held in the City request to sell and serve beer and/or wine beverages. This approval requires the submission and approval of a Temporary Class B Retailer's License Application, and a Certificate of Liability Insurance with Liquor Liability from their organization to the City Clerk 60 days prior to their event. This application is part of a larger Event Permit Application which is reviewed and approved by the City Clerk. Part of the approval process for the Temporary Class B Retailers License includes review and approval by the City Attorney of the organization's liability coverage. The Finance and License Committee discussed these events and recommends approval of Friends of Park & Recreation and United Way. Be3 was not recommend for approval by Finance & License Committee. Discussion was held, Ald. Benning reported the Finance & License Committee did not recommend approval for Be3's license application because it was submitted after the required 60 day deadline, further stating the process and requirements have not changed since the beginning of 2020. Ald. Postl noted issues with organizations not making deadlines when they were aware of them. Ald. Tearney stated it was a long process to pass the Beer Garden Series ordinance, which may have delayed event application submissions by some organizations. Ald. Pleitner wants to see events succeed and wants to work with groups to make the deadlines. The City Attorney reviewed the application deadline and reported the updated Certificate of Liability Insurance has been received from Be3 reviewed and approved. MOTION MADE BY ALD. POSTL, SECONDED BY ALD. SIGWART TO APPROVE THE TEMPORARY CLASS B RETAILER'S LICENSE FOR FRIENDS OF PORT WASHINGTON PARKS & RECREATION INC. FOR THE BEER GARDEN SERIES ON 7/3, 7/10, 7/17, 7/24, 7/31, 8/7, 8/14, 8/21, 8/28, 9/4, 9/11, 9/18, 9/25, 10/2, AND 10/9, 2021 AS PRESENTED. Motion carried unanimously. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. TEARNEY TO APPROVE THE TEMPORARY CLASS B RETAILER'S LICENSE FOR BE3 FOR THE CHEERS TO DAD BEER GARDEN AND SUMMER KICKOFF ON 6/20/2021 AS PRESENTED. VOTE TAKEN: AYE: 6, NO: 1 (BENNING). Motion carried. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO APPROVE THE TEMPORARY CLASS B RETAILER'S LICENSE FOR UNITED WAY OF NORTHERN OZAUKEE FOR THE DUELING PIANO EVENT ON 7/15/2021 AS PRESENTED. Motion carried unanimously.

8. FROM CITY BOARDS/COMMISSIONS- None.

9. UNFINISHED BUSINESS- None.

10. NEW BUSINESS

A. Presentation by Family Promise for Emergency Shelter- Representatives from Family Promise were present to review their history of providing shelters, which opened its doors in 2015. In April 2020, rooms were available at Chalet Motel in Mequon for those needing emergency shelter. There is a clear need for a shelter in Ozaukee County. Federal money is available to assist with setting up shelter and \$1,785,000 awarded to complete project. Their intent is to purchase and remodel the property at 1505 Sunset Road to create an emergency shelter, with specific areas to house females, males and also families. The Mayor and Alderpersons thanked the representatives and supported this project.

B. Consideration and Possible Action on Fourteenth-Amended Agreement for the Operation of the Mid-Moraine Municipal Court- The City Administrator reported that the Village of Jackson did not previously approve this Agreement. The Amended Agreement being considered removes the Town of Polk. It also includes small language modifications. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. POSTL TO APPROVE THE FOURTEENTH-AMENDED AGREEMENT FOR THE OPERATION OF THE MID-MORAINES MUNICIPAL COURT AS PRESENTED. Motion carried unanimously.

C. Review and Possible Action on Proposed Addendum to Master Development Agreement and Land Purchase Agreement for Prairie's Edge Subdivision (Black Cap Halcyon Holdings LLC, Developer) – Lisa Wood, Attorney for the Developer was present to give an update on the project and answer questions. They are ready to proceed with development and grading has begun on the north phase. Ald. Sigwart inquired about the next phase and whether that would be center phase or south phase. Attorney Wood responds that center phase will be next phase developed unless south phase would have water in which case that would be developed next. This approval is needed to obtain approval of final plat and close on the property. Comments were made on length of time it is taking to complete project and whether the original vision of the development remains. The Mayor suggested to Attorney Wood that they provide council with graph on status of the project. Attorney Eberhardt reviewed the detailed summary of temporary conditions of the proposed addendum. He also addressed the question made during public comments questioning whether the Prairie's Edge Development meets the Comprehensive Plan, which it does. MOTION MADE BY ALD. BENNING, SECONDED BY ALD. TEARNEY TO APPROVE PROPOSED ADDENDUM TO MASTER DEVELOPMENT AGREEMENT AND LAND PURCHASE AGREEMENT FOR PRAIRIE'S EDGE SUBDIVISION, BLACK CAP HALCYON HOLDINGS LLC, DEVELOPER AS PRESENTED. Motion carried unanimously.

11. FORTHCOMING EVENTS- Various events were mentioned.

12. PUBLIC COMMENTS/APPEARANCES – None

13. MOTION TO CONVENE IN CLOSED SESSION ACCORDING TO WIS. STAT. § 19.85 (1)(C) TO CONSIDER AND DISCUSS EMPLOYMENT, PROMOTION, COMPENSATION OR EMPLOYEE EVALUATION OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY- The City Administrator reported the Personnel Committee needs more time to meet on this item and requested that this Agenda Item has been removed.

14. POSSIBLE ACTION ON ANY MATTER DISCUSSED IN CLOSED SESSION- None.

15. ADJOURNMENT – MOTION MADE BY ALD. POSTL, SECONDED BY ALD. NEUMYER TO ADJOURN THE MEETING AT 8:57 P.M. Motion carried unanimously.

Respectfully submitted,
Susan L. Westerbeke, City Clerk