

MONONA CITY COUNCIL MINUTES
May 16, 2016

The regular meeting of the Monona City Council was called to order by Mayor Miller at 7:31 p.m.

Present: Mayor Robert Miller, Alderpersons Brian Holmquist, Jim Busse, Doug Wood, Mary O'Connor, and Andrew Kitslaar

Excused: Alderperson Chad Speight

Also Present: City Administrator April Little, Public Works Director Dan Stephany, Tim Trpkosh from Breakwater and Tom Thompson from Four Lakes Yacht Club, Jaye Clemmons from Mr. Brews Tap House, and City Clerk Joan Andrusz

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

A motion by Alder O'Connor, seconded by Alder Holmquist to approve the Minutes of the May 2, 2016 City Council meeting, was carried.

APPEARANCES

There were no Appearances.

PUBLIC HEARING

Mayor Miller declared open the Public Hearing To Receive Public Input Regarding the Proposed Levying of Special Assessments Against the Benefited Properties for Dredging Work to Schluter Park Channel.

The following individuals appeared before the Council and spoke for informational purposes regarding the Schluter Beach dredging assessment:

- Nancy Moore, 4505 Winnequah Road
- Rob Kalejta, 4402 Outlook Street
- Marjorie Kravitz, 4400 Outlook Street

As there was no one else present to speak Mayor Miller declared the Public Hearing closed.

CONSENT AGENDA

A motion by Alder Wood, seconded by Alder O'Connor to approve the following, was carried:

1. Application for 2015/2016 Operator License:
 - a. LaShay D. Patzke, Speedway – Monona Drive
2. Application for 2015/2017 Operator License:
 - a. Andrew J. Meyers, Breakwater
3. Application for 2016/2018 Operator License:
 - a. Janey C. Owens, East Side Club

4. Renewal Applications for 2016/2017 Operator Licenses:
 - a. Jane E. Baldwin, Ken's Meats & Deli
 - b. Alexander J. Burger, Ken's Meats & Deli
 - c. Elizabeth B. Essert, Ken's Meats & Deli
 - d. Tyler J. Lewis, Ken's Meats & Deli
 - e. Nancy J. Ness, Ken's Meats & Deli
 - f. Ronald J. Prince, Ken's Meats & Deli
 - g. Kelly J. Regger, Ken's Meats & Deli
 - h. Stephanie A. Statz, Ken's Meats & Deli
 - i. David A. Stern, Tobacco Outlet Plus
 - j. Roberta J. Leen, Tower Inn
 - k. Jonathon L. Suess, Tower Inn
 - l. Jeffrey D. Zumstein, Tower Inn
 - m. Kimberly A. Horwath, Walgreens
 - n. Sam W. Jeffers, Walgreens
 - o. Shawn F. McCartney, Walgreens
 - p. Melissa M. Welch, Walgreens
 - q. Kelly J. Westrick, Walgreens

5. Renewal Applications for 2016/2018 Operator Licenses:
 - a. Damon A. Okeson, Tower Inn
 - b. Kimberly Toseff-Melms, Tully's II
 - c. Michael A. Raabe, Village Lanes

6. Applications for 2016 Temporary Operator Licenses:
 - a. James M. Bisbee, 4th of July Festival
 - b. Stephen Franklin, 4th of July Festival
 - c. Richard Kratochvil, 4th of July Festival
 - d. Belle C. Oswald-Heberling, 4th of July Festival
 - e. Eric J. Redding, 4th of July Festival

UNFINISHED BUSINESS

Alder O'Connor asked that Resolution 16-4-2096 Approving the Installation of a Neon Sign at City Hall for 98.7 WVMO remain tabled indefinitely.

Public Works Director Stephany reported Fahrner Asphalt Sealers was approved as the micro surfacing contractor at the May 4 Public Works Committee meeting and reviewed the project. Black granite will be added to the material. Streets impacted will be Bridge Road, Cold Spring Avenue, Frost Woods Road, Goucher Lane, Greenway Road, Henuah Circle, Lambole Avenue, Maywood Road, McKenna Road, Owen Road, Panther Trail, Pheasant Hill Road, Schluter Road, and Stone Terrace. Letters will be sent to residents this week.

A motion by Alder Busse, seconded by Alder Wood to approve Resolution 16-5-2098 Award of Bid for 2016 Street Micro Surfacing Project. On a roll call vote, all members voted in favor of the motion.

Public Works Director Stephany reported Wolf Paving was approved as the street resurfacing contractor at the May 4 Public Works Committee meeting and reviewed each section of the project. Pebbles will not be spread. Crestview Drive and portions of Winnequah Road will be impacted.

A motion by Alder Holmquist, seconded by Alder Kitslaar to approve Resolution 16-5-2099 Award of Bid for 2016 Street Resurfacing Project. On a roll call vote, all members voted in favor of the motion.

NEW BUSINESS

Alder Wood requests no action be taken tonight on the 2015/2016 Class "B" Fermented Malt Beverage and "Class B" Liquor License Applications for Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, Monona, Wisconsin, 53713 or the 2015/2016 Patio Permit Application for Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, Monona, Wisconsin, 53713. The License Review Committee approved the alcohol licenses but the Patio Permit was not resolved. The project won't go forward without the Patio Permit. He requests the Council wait until after the May 24 special License Review Committee meeting, which will address the Patio Permit, to take these up. Mr. Trpkosh stated he will be meeting with the Plan Commission next Monday. He has been working with the City Planner on parking and opening plans. Mayor Miller explained the first and second reading process to Mr. Thompson.

A motion by Alder Wood, seconded by Alder O'Connor to suspend the rules and take action on the 2015/2016 Patio Permit for Mr. Brews Tap House Monona LLC, d/b/a Mr. Brews Tap House Monona, 103 West Broadway, Suite B, was carried.

Alder Wood reported this was approved by the License Review Committee. They already have the Patio Permit and there are no factual issues, but they've requested a small extension for hours of operation. Mr. Clemmons reported the small speakers will be turned off at 10:30 p.m. and the area will be open for cleaning until 11:00 p.m. The AmericInn has agreed to this variance.

A motion by Alder Wood, seconded by Alder O'Connor to approve the 2015/2016 Patio Permit for Mr. Brews Tap House Monona LLC, d/b/a Mr. Brews Tap House Monona, 103 West Broadway, Suite B, was carried.

A motion by Alder Wood, seconded by Alder Busse to suspend the rules and take action on the 2015/2016 Beer Garden Dates for Badger Bowl, Inc., 506 E. Badger Road, Madison, Wisconsin, 53713, d/b/a Monona Village Lanes, 208 Owen Road, was carried.

Alder Wood reported Village Lanes had a Beer Garden Permit for two dates in 2015 but only held one of them. They are requesting four more dates within this licensing year. The License Review Committee wanted to have more experience before the dates requested for the next licensing year are approved. The beer garden is open at 11:00 a.m. and could go until 9:00 p.m., but they close it at 8:00 p.m.

Alder Holmquist expressed concern that additional events are going against the original patio permit limitations and are turning into a full-time beer garden, and the impact this will have on residents. Alder Wood stated that by the time of the Council's approval for next year's dates there will be experience with these events and their impact on the neighborhood. They could close the beer garden early and take the space back down to patio size. Alder Busse agreed this is a good way to test the impact and requests tonight's approval be amended to make clear the specific dates allowed. The mover and second agreed to the amendment. Mayor Miller questioned whether neighbors were notified. City Clerk Andrusz responded that they were at the time of the original application so are aware that events will be happening there. Alder Holmquist reviewed the process followed for the Village Lane's past volleyball court request that was denied due to neighborhood concerns regarding noise and proximity.

A motion by Alder Wood, seconded by Alder Kitslaar to approve the 2015/2016 Beer Garden Dates for Badger Bowl, Inc., 506 E. Badger Road, Madison, Wisconsin, 53713, d/b/a Monona Village Lanes, 208 Owen Road for the following dates, was carried:

- May 21, 2016
- May 28, 2016
- June 11, 2016
- June 25, 2016

A motion by Alder Holmquist, seconded by Alder Wood to suspend the rules and take action on Resolution 16-5-2101 A Final Resolution Authorizing Levying Special Assessments Against Benefited Properties for Dredging Work to Schluter Park Channel, was carried.

Public Works Director Stephany reported approval is being sought tonight on the advice of the City Attorney so work can begin in June. The project has started, but is late on process because of work with residents. Assessments can be changed by the Council. Alder Wood stated voting tonight is on how to divide the costs. Changing the percentage split is within the Council's powers. Alder Busse noted use of funds leftover from the project needs Council approval.

Alder Busse questioned whether the split between silt and gravel was taken into account and whether it all came from the park. Public Works Director Stephany responded the type of material was listed but not its origin. There are three outfalls into the channel so some is from the storm system. Alder O'Connor stated it hasn't been dredged in years and rip rap could be put in place after it's done.

Belle Isle was discussed. Alder Busse questioned whether a 90% charge to residents is fair as at Belle Isle the channel was the residents' path to get to the lake. Alder Wood stated the Schluter channel differs because Belle Isle is much more heavily used by the public for boats, kayaks, etc. He is concerned with trying to be fair to all residents. The Ordinance has the 70% - 30% split to address that runoff does occur so the City should pay a share of the costs. There is no bad faith here; the Council is trying to make a decision based upon facts. Proposals from the Public Works Committee and residents even present different schedules. The residents aren't getting a lot of benefit in terms of lake access and the public is only getting better fishing access. He is opposed to the 50 foot minimum/100 foot maximum shoreline footage calculation. Alder O'Connor questioned whether assessment should be based upon lake frontage. Alder Busse stated the resident's retaining walls have kept anything from running off from their properties. The benefit is the channel collects and filters sediment before it goes into the lake.

A motion by Alder Busse, seconded by Alder Kitslaar to amend the payment schedule of Resolution 16-5-2101 A Final Resolution Authorizing Levying Special Assessments Against Benefited Properties for Dredging Work to Schluter Park Channel as follows. On a roll call vote, all members voted in favor of the motion:

• 4511 Winnequah Road (Schluter Park)	\$ 6,335.56
• 4507 Winnequah Road	\$ 2,003.09
• 4505 Winnequah Road	\$ 523.92
• 4400 Outlook Street	\$ 1,086.79
• 4402 Outlook Street	<u>\$ 4,687.14</u>
	\$14,636.50

Alder Holmquist questioned how the City would determine whose soil it is and how assessments would be calculated in a location with multiple residents and one doesn't have a retaining wall. Mayor Miller stated there will be more of these situations brought to the Council. He is glad the Ordinance has a baseline to start from. Residents did extensive research with data the City's engineer gathered. Alder Kitslaar stated the Council has to debate each and take each on a case by case basis. He agrees that the Belle Isle residents benefitted greatly from the dredging. Alder Wood stated he disagrees that the 50 foot minimum/100 foot maximum doesn't apply as the residents said the frontage was basically equal.

A motion by Alder Holmquist, seconded by Alder Wood to approve Resolution 16-5-2101 A Final Resolution Authorizing Levying Special Assessments Against Benefited Properties for Dredging Work to Schluter Park Channel, as amended. On a roll call vote, all members voted in favor of the motion.

REPORTS

City Clerk Andrusz reminds residents to contact the Clerk if they want to be placed on the June 2 Board of Review agenda.

City Administrator Little reported staff is working on Strategic Plan updates, Ordinance recodification, and the 2017 Capital Budget.

Mayor Miller asks Alders to consider the summer schedule and try to get agenda items in for the first meeting of the month. He has started his "Mayor's Office Hour" at the Farmer's Market and invites members to join him and report to the general public via the WVMO live broadcast. He compliments City Administrator Little on her code enforcement PSA. He has been in discussions about Dane County Dispatch involvement.

APPOINTMENTS

A motion by Alder Busse, seconded by Alder O'Connor to approve the following Appointments, was carried:

To the Board of Review:

- a. Robert Larsen, Chairperson (May 1, 2016 – April 30, 2017)
- b. James Hoelzel, Member (May 1, 2016 – April 30, 2019)
- c. Scott Warner, Member (May 1, 2016 – April 30, 2019)
- d. Judy Lynn, 1st Alternate (May 1, 2016 – April 30, 2017)
- e. Jim Lampe, 2nd Alternate (May 1, 2016 – April 30, 2017)

Alder Wood requests the approval of Scott Warner to the License Review Committee be removed as he will be leaving and the Committee is looking for a new member.

A motion by Alder Wood, seconded by Alder Kitslaar to approve Wayne Kimmell To the License Review Committee (effective immediately – April 30, 2018), was carried.

A motion by Alder Holmquist, seconded by Alder Busse to approve the following Appointments, was carried:

To the Senior Citizens' Commission (effective immediately – April 30, 2019):

- a. Steve Halverson
- b. Glenn Vosberg

ADJOURNMENT

A motion by Alder Busse, seconded by Alder Kitslaar to adjourn, was carried. (9:12 p.m.)

Joan Andrusz
City Clerk