

MONONA CITY COUNCIL MINUTES  
June 6, 2016

The regular meeting of the Monona City Council was called to order by Mayor Miller at 7:35 p.m.

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

Also Present: City Administrator April Little, Finance Director Marc Houtakker, Public Works Director Dan Stephany, Police Chief Walter Ostrenga, Director of Administrative Services Leah Kimmell, and City Clerk Joan Andrusz

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Alder Busse requests a correction on Page 4, fourth paragraph, to remove the word "not" from the sentence, "He is not opposed to the 50 foot minimum..."

A motion by Alder Holmquist, seconded by Alder Kitslaar to approve the Minutes of the May 16, 2016 City Council meeting as amended, was carried.

APPEARANCES

Dean Bowles, 1402 Joyce Road appeared before the Council and spoke thanking the community for its support of the School Board referendum.

PUBLIC HEARING

There is no Public Hearing.

CONSENT AGENDA

A motion by Alder Wood, seconded by Alder Speight to approve the following, was carried:

1. Applications for 2016/2017 Operator Licenses:
  - a. Leanna L. Norton, Mr. Brews Tap House
  - b. Brandy L. Evonovich, Speedway – Monona Drive
  - c. Jasmine S. Carter, Speedway – Royal Avenue
  - d. Jordan M. Whitaker, Speedway – Royal Avenue
  - e. Brianna J. Okeson, Tower Inn
  - f. Joe Turner III – Waypoint Public House
  
2. Applications for 2016/2018 Operator Licenses:
  - a. Ariel K. Harper, Angelo's Pizzeria
  - b. Michael A. Bailey, Copps Grocery Store
  - c. Megan J. Baumunk, Copps Grocery Store
  - d. Adam J. Dahms, Copps Grocery Store
  - e. Mark A. Kotlowski, Copps Grocery Store
  - f. Trevor J. Gerry, PDQ Food Store

3. Renewal Applications for 2016/2017 Operator Licenses:
  - a. Donald C. Wieder, East Side Club
  - b. Lauren A. Lottes, Silver Eagle Bar & Grill
  - c. Crystal M. Bough, Speedway – Royal Avenue
  - d. Heather L. Corkery, Speedway – Royal Avenue
  - e. Lisa L. Crofoot, Speedway – Royal Avenue
  - f. Leah M. Gausmann, Speedway – Royal Avenue
  - g. Matthew D. Rodriquez, Speedway – Royal Avenue
  - h. Terra D. Shaw, Jr., Speedway – Royal Avenue
  - i. Martell L. Tucker – Royal Avenue
  - j. Thomas E. Xistris, Speedway – Royal Avenue
  - k. Melinda E. Smith – Tobacco Outlook Plus
  
4. Renewal Applications for 2016/2018 Operator Licenses:
  - a. Christopher L. Long, Copps Grocery Store
  - b. Toni J. Wood, Immaculate Heart of Mary Church
  - c. Scott G. Finholt, Noodles & Company
  - d. Caramae L. Gust, Silver Eagle Bar & Grill
  - e. Travis L. McGuigan, Snicks Sportsman’s Bar & Waypoint Public House
  - f. Terri E. Moen, Tower Inn
  - g. Kelly A. Hamel, Tully’s II
  - h. Michelle L. Mroz, Village Lanes
  
5. 2016 Temporary Operator License Application:
  - a. Susan M. Carr, Monona Public Library
  
6. Renewal Applications for 2016/2017 Class "A" Fermented Malt Beverage Licenses:
  - a. La Rosita of Wisconsin, Inc., d/b/a La Rosita Latina, 6005 Monona Drive
  - b. Shopko Holding Company LLC, 700 Pilgrim Way, Green Bay, Wisconsin, 54307 d/b/a Shopko #32, 2101 West Broadway
  - c. Treysta Holdings LLC, d/b/a Treysta On The Water, 320 West Broadway
  
7. Renewal Applications for 2016/2017 Class "A" Fermented Malt Beverage and "Class A" Liquor (Cider Only) Licenses:
  - a. PDQ Food Stores, Inc., P. O. Box 620997, Middleton, Wisconsin, 53562, d/b/a PDQ #123, 105 East Broadway
  - b. Speedway LLC, P. O. Box 1580, Springfield, Ohio, 45501, d/b/a Speedway #4088, 5450 Monona Drive
  - c. Speedway LLC, P. O. Box 1580, Springfield, Ohio, 45501, d/b/a Speedway #4533, 2500 Royal Avenue
  
8. Renewal Applications for 2016/2017 Class "A" Fermented Malt Beverage and "Class A" Liquor Licenses:
  - a. Ultimate Mart, LLC, Owned By Roundy’s Supermarkets, Inc., P. O. Box 473, MS-2650, Milwaukee, Wisconsin, 53201, d/b/a Copps #8181, 6540 Monona Drive
  - b. Felleron, Inc., 1012 Birch Haven Circle, Monona, Wisconsin, 53716, d/b/a Ken's Meats & Deli, 5725 Monona Drive
  - c. W.D.S. Inc., 704 Raymond Road, Waunakee, Wisconsin, 53597 d/b/a Licali’s Lakeside Liquor, 6325 Monona Drive
  - d. Monona Mart, LLC, 4967 Highwood Circle, Middleton, Wisconsin, 53562, d/b/a Monona Mart, 1220 East Broadway

- e. Kwik Trip, Inc., P. O. Box 2107, LaCrosse, Wisconsin, 54602, d/b/a Tobacco Outlet Plus #531, 6300 Monona Drive, Suite 2
  - f. Walgreen Co, P. O. Box 901, Deerfield, Illinois, 60015, d/b/a Walgreens #04830, 5300 Monona Drive
  - g. Wal-Mart Stores East, LP, 702 SW 8<sup>th</sup> Street, Bentonville, Arkansas, 72716, d/b/a Wal-Mart Supercenter #3857, 2151 Royal Avenue
9. Renewal Applications for 2016/2017 Class "B" Fermented Malt Beverage and "Class B" Liquor Licenses:
- a. EZ August, LLC, d/b/a Angelo's, 5801 Monona Drive
  - b. Bridge Road LLC, d/b/a Bridge Lounge, 6414 Bridge Road
  - c. Blazin Wings, Inc., 5500 Wayzata Boulevard, Suite 1600, Golden Valley, Minnesota, 55416, d/b/a Buffalo Wild Wings, 6544 Monona Drive
  - d. Blake & Blake, d/b/a David's Jamaican Cuisine, 5734 Monona Drive
  - e. The East Side Club, Inc., d/b/a The East Side Club, 3735 Monona Drive
  - f. Mr. Luo LLC Owned by Jun Luo, d/b/a Edo Garden Japanese Restaurant, 6309 Monona Drive
  - g. Fat Jacks Monona, Inc., d/b/a Fat Jack's Barbecue, 6207 Monona Drive
  - h. Joe's Fire Station LLC, 1910 Tarragon Drive, Madison, Wisconsin, 53716, d/b/a Joe's Fire Station, 900 East Broadway
  - i. Monona Garden Family Restaurant, Inc., d/b/a Monona Garden Family Restaurant, 6501 Bridge Road
  - j. Pizza Oven of Monona LLC, d/b/a Pizza Oven, 5511 Monona Drive
  - k. Red Robin International, Inc., 6312 S. Fiddlers Green Circle, Suite 200N, Greenwood Village, Colorado, 80111, d/b/a Red Robin Gourmet Burgers, 6522 Monona Drive
  - l. Valdimark, Inc., d/b/a Silver Eagle Bar & Grill, 5805 Monona Drive
  - m. Snick's Sportsman's Bar, LLC, 2004 Barger Drive, Stoughton, Wisconsin, 53589, d/b/a Snick's Sportsman's Bar, 4605 Monona Drive
  - n. Tasting Room of Monona Inc., d/b/a The Tasting Room, 6000 Monona Drive, Suite 103
  - o. Wiltzius LLC, 5250 Summer Ridge Drive, Madison, Wisconsin, 53704, d/b/a Tower Inn, 1008 East Broadway
  - p. Leskes Inc., d/b/a Tully's II Food & Spirits, 6401 Monona Drive
  - q. Badger Bowl, Inc., 506 E. Badger Road, Madison, Wisconsin, 53713, d/b/a Monona Village Lanes, 208 Owen Road
  - r. FHMonona, LLC, 5279 Scenic Ridge Trail, Middleton, Wisconsin, 53562, d/b/a Waypoint Public House, 320 West Broadway
10. Renewal Application for 2016/2017 "Class A" Liquor License:
- a. Fraboni's Italian Specialties, Inc., d/b/a Fraboni's, 108 Owen Road
11. Renewal Applications for 2016/2017 Class "B" Fermented Malt Beverage and "Class C" Wine Licenses:
- a. Huang & Lin China Star LLC Owned by Ming Yi Huang, 2935 South Fish Hatchery Road, Madison, Wisconsin, 53711, d/b/a China Star Restaurant, 111 River Place
  - b. Mr Brews Tap House Monona LLC, d/b/a Mr Brews Tap House Monona, 103 West Broadway, Suite B
  - c. The Noodle Shop, CO. – Wisconsin, Inc., 520 Zang Street, Suite D, Broomfield, Colorado, 80021, d/b/a Noodles & Company #203, 6520 Monona Drive
  - d. Shrestha Family, LLC, Owned by Madan Shrestha, d/b/a Swad Indian Restaurant, 6007A Monona Drive
  - e. Jiang & Chen Enterprise, LLC, d/b/a World Buffet, 2451 West Broadway

12. Renewal Application for 2016/2017 Class "B" Fermented Malt Beverage License:
  - a. Mitchell Marks, 4040 Vilas Hope Road, Cottage Grove, Wisconsin, 53527, d/b/a Marks Enterprise, Monona Community Center, 1011 Nichols Road
13. Renewal Applications for 2016/2017 Patio Permit:
  - a. Mr Brews Tap House Monona LLC, d/b/a Mr Brews Tap House Monona, 103 West Broadway, Suite B
  - b. Valdimark, Inc., d/b/a Silver Eagle Bar & Grill, 5805 Monona Drive
  - c. Badger Bowl, Inc., 506 E. Badger Road, Madison, Wisconsin, 53713, d/b/a Monona Village Lanes, 208 Owen Road
  - d. FHMonona, LLC, 5279 Scenic Ridge Trail, Middleton, Wisconsin, 53562, d/b/a Waypoint Public House, 320 West Broadway

### UNFINISHED BUSINESS

Alder Wood asks that the second item be taken first as it affects the first item. In addition to what is listed the License Review Committee wants to add the requirement that all wait staff be licensed Operators to ease the service to patrons. If staff are not licensed a licensed Operator will have to be posted in each the areas at all times. Alder Busse questioned whether all patios require this and should this option be left to the business. Alder Wood responded that each patio is different. This is a practical matter as they cannot see the areas from inside the business. The landlords and one of the owners are here tonight and confirmed they are aware of the Committee's requirements. Alder Speight stated this requirement is in the Ordinance already. Alder Wood responded it is better to state requirements on the license.

A motion by Alder Holmquist, seconded by Alder Wood to amend the 2015/2016 Patio Permit Application For Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, Monona, Wisconsin, 53713 with variances for seating for 120 total on all three levels and hours of operation of service and music until 9:00 p.m. and the areas closed by 10:00 p.m. except for entering and exiting of patrons to include the requirement for either licensed Operators for outdoor service or licensed Operators in line-of-sight for outdoor service, was carried.

A motion by Alder Wood, seconded by Alder Speight to approve 2015/2016 Patio Permit Application For Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, Monona, Wisconsin, 53713 with variances for seating for 120 total on all three levels and hours of operation of service and music until 9:00 p.m. and the areas closed by 10:00 p.m. except for entering and exiting of patrons as amended, was carried.

Alder Wood stated a Beer Garden Permit application for the third level may follow.

A motion by Alder Wood, seconded by Alder Kitslaar to approve 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, was carried.

### NEW BUSINESS

A motion by Alder Wood, seconded by Alder Speight to suspend the rules and take action on the 2016/2017 "Class A" Liquor License Application for Treysta Holdings LLC, d/b/a Treysta On The Water, 320 West Broadway, was carried.

A motion by Alder Wood, seconded by Alder Speight to approve the 2016/2017 "Class A" Liquor License Application for Treysta Holdings LLC, d/b/a Treysta On The Water, 320 West Broadway, was carried.

Alder Wood abstains from the following two actions due to professional involvement with the applicant:

A motion by Alder O'Connor, seconded by Alder Speight to suspend the rules and take action on the 2016/2017 "Class A" Liquor (Cider Only) License Application for Shopko Holding Company LLC, 700 Pilgrim Way, Green Bay, Wisconsin, 54307 d/b/a Shopko #32, 2101 West Broadway, was carried.

A motion by Alder O'Connor, seconded by Alder Speight to approve the 2016/2017 "Class A" Liquor (Cider Only) License Application for Shopko Holding Company LLC, 700 Pilgrim Way, Green Bay, Wisconsin, 54307 d/b/a Shopko #32, 2101 West Broadway, was carried.

A motion by Alder Wood, seconded by Alder Kitslaar to suspend the rules and take action on the Renewal Application for 2016/2017 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, was carried.

A motion by Alder Wood, seconded by Alder Kitslaar to approve the Renewal Application for 2016/2017 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, was carried.

A motion by Alder O'Connor, seconded by Alder Speight to suspend the rules and take action on the Renewal Application for 2016/2017 Patio Permit Application for Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, Monona, Wisconsin, 53713, was carried.

A motion by Alder Wood, seconded by Alder Speight to approve the Renewal Application for 2016/2017 Patio Permit Application for Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, Monona, Wisconsin, 53713, was carried.

A motion by Alder Holmquist, seconded by Alder Speight to suspend the rules and take action on Resolution 16-6-2104 Providing for the Sale of \$1,796,800 Taxable Tax Increment Project Revenue Bond (TID No. 9), was carried.

Finance Director Houtakker reported this authorizes work to start with Monona State Bank on the purchase of the Inland Lakes property. The bonds are taxable so don't affect the City's debt limit. This is a short term loan, as two others are, and all will be part of a long term loan once the development starts. The anticipated interest rate is 2% to 3%. This will be paid through TIF #9. Alder Busse stated the price is well above the assessed value for the properties because it includes the cost of a viable business.

A motion by Alder Holmquist, seconded by Alder O'Connor to approve Resolution 16-6-2104 Providing for the Sale of \$1,796,800 Taxable Tax Increment Project Revenue Bond (TID No. 9). On a roll call vote, all members voted in favor of the motion.

A motion by Alder Speight, seconded by Alder Kitslaar to suspend the rules and take action on Resolution 16-6-2102 Approval to Submit 2015 Compliance Maintenance Annual Report (CMAR) Review and Recommendations, was carried.

Public Works Director Stephany reported this is an annual requirement to submit a report to the DNR. The City achieved an "A" grade. Pump lift stations have been improved with dedicated sanitary sewer system funds, which the DNR appreciates. Cleaning is done as the televising indicates is needed.

Residents are notified if any problems are seen. After 2017 sewer lining will correct any problems on the City side. Infiltration/Inflow was discussed; this is maintained by manhole inspections and televising.

A motion by Alder Speight, seconded by Alder O'Connor to approve Resolution 16-6-2102 Approval to Submit 2015 Compliance Maintenance Annual Report (CMAR) Review and Recommendations, was carried.

A motion by Alder Holmquist, seconded by Alder Speight to suspend the rules and take action on Resolution 16-6-2103 Amending the 2016 Capital Budget to Complete Additional Street Repair and Maintenance, was carried.

Public Works Director Stephany reported this will approve a transfer of \$12,500 from the epoxy account into the street maintenance account to do extra work using infrared seamless patching. This process heats the asphalt, some is removed and some added, and then it blends in with the rest of the road.

A motion by Alder Kitslaar, seconded by Alder Speight to approve Resolution 16-6-2103 Amending the 2016 Capital Budget to Complete Additional Street Repair and Maintenance, was carried.

Police Chief Ostrenga provided information on Ordinance 6-16-679 Prohibiting Synthetic Chemical Cannabinoid, which the Public Safety Committee has approved. He narrated a Power Point presentation that included a Police squad video of the most recent incident involving this substance. The Department has checked that this is not being sold in the City yet. This Ordinance mirrors the City of Madison's and police organizations recommend it. Mayor Miller stated that while other drugs are not listed in the current Ordinances, this substance is different in the extreme reaction it causes in users. Police Chief Ostrenga stated he requests this Ordinance because the District Attorney is not prosecuting these cases and it provides more leverage to convict sellers. Alder O'Connor stated the language should include "use" in Section C. Alders agree. Police Chief Ostrenga responded he wants possession and sale to be criminal, but use is harder to prove. Alder Wood questioned whether a blood or urine test is available and wants to make clear that this substance is totally different than marijuana.

Mayor Miller began Discussion of Feasibility of Electronic-Only City Council Agendas and Packets. This idea was introduced two years ago and Alder Holmquist was going to look into it. It has to be "all or nothing" and does not reduce staff work. Alder Holmquist reported he has tried to go paperless himself to see how it works. He has found it just as useful, though paper is better for larger documents. Personal note capability is needed on whatever device is chosen and its use should be dedicated for all City email and business. Software should be approved by the IT staff and some free options are available. Director of Administrative Services Kimmell reported the City's current website has the capacity to write agendas and link items on the website. Large bookmarked documents would be produced and PDF Professional would need to be purchased to allow note taking. Currently about a case of paper is used every year; sustainability is key.

Mayor Miller stated a budget amendment would be needed and questioned whether committees should be provided devices, too. Alder Busse stated that would be too costly and suggested a bank of devices be available for committee members to share. Some committees have large packets, but most are provided by the applicants. Alder Wood stated more than an iPad would be needed, such as a Microsoft Surface, which would cost more. Alder O'Connor stated she wants to see budgets in print because of all the page flipping involved, but other uses would work fine. Mayor Miller stated a work group will be created to look into available equipment, costs, etc. Director of Administrative Services Kimmell responded that she would like this change and would do her best to make the documents easily searchable. Alder Speight requests a training session be provided.

## REPORTS

City Administrator Little reported on the Strategic Plan Update. She saw this document on the City's website and thought it might want or need updating. She reviewed accomplishments and reported a new Code Enforcement Officer will be needed as of July 1. "In Progress" items were reviewed. Mayor Miller reported some Monona Drive businesses are doing a great job keeping up the landscaping that was part of the reconstruction, but some have not. He is looking into how to require them to pay for their part of the project. The City works on its part. Alder Busse explained that the long range facility plan was to look at future needs, not maintenance. City Administrator Little wants to set a time table for work in the interim until future needs are met. Mayor Miler urges all to meet with City Administrator Little to see how she manages her work; she does extensive activity tracking which keeps her from re-hashing work that is already done.

Director of Administrative Services Kimmell reported there have been many communication improvements, especially with the new website. There are fillable applications online, in-house GIS mapping, and links to the Assessor and Access Dane. The new telephone system has additional capabilities; calls are not missed and wait times are short. The email system has been upgraded and servers were replaced. The new version of the accounting software will soon allow credit card payments. The surcharge isn't known yet; if it is done through the accounting software a third party won't be needed but more licenses may be required. The City may create a social media site. Mayor Miller stated a new Alder package should be standardized. Alder Holmquist stated he is glad to see the Strategic Plan back on the Agenda and to see the progress being made.

Police Chief Ostrenga reviewed the Report on NAACP and United Way Special Community/Police Task Force's Recommendations Regarding Police "Use of Force". Part of the process is discussion with municipal bodies. Progress on recommendations and how they are currently being met was reviewed. He is working on publicizing the good things the Department does and has been waiting for two years for a version of body-worn cameras that will use the same software as the interview rooms, squads, etc.

Mayor Miller asked for more of a social media presence. This was done in the past and garnered many compliments. He also asked that officers smile more which would enhance their approachability. Alder Speight urges all to watch the very impressive 20 minute "For the Record" video. Law enforcement is an issue close to his heart as he previously lived in a racially charged area with daily violence and death. He commends the Department for keeping citizens safe and asks that they remember that they serve everyone. Members thank Police Chief Ostrenga for his presentation.

Alder Kitslaar reported the Library Board passed the Internet filtering measure.

Alder Wood reported the Emergency Dispatch ad hoc committee met in Sun Prairie two weeks ago and he will have a report on that meeting soon. Community diversity efforts mirror the Police Department efforts.

City Clerk Andrusz reported on the June 2 Board of Review. One case was sustained, two wanted information only, and one case was waived to Circuit Court.

City Administrator Little reported the Fourth of July Festival was included on a list of great summer events on Travel Wisconsin.com. Sunny Schubert wrote a complimentary article about City staff in the Herald-Independent. Mayor Miller reported Alder Kitslaar is fundraising for the Festival.

Mayor Miller reported he was approached by a resident who challenged him on City committee make-up in terms of the lack of gender diversity. He reviewed this and found that it does exist but is not intentional. He is extremely grateful for all who choose to serve their community, but there is very little

turnover so committees remain mostly male. An area municipality did a purge to address this issue and the results created a lot of friction and division. Some responses were received from a posting Alder Wood did on Nextdoor Monona welcoming residents to apply for committees that interest them. City Administrator Little will record PSAs for the radio station and notices should be part of community events.

The Volunteer Appreciation picnic is this Wednesday at 5:30 p.m. in Fireman's Park. He is very excited about his Mayoral Award recipients and anticipates wonderful food from Fat Jack's restaurant.

#### APPOINTMENTS

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

1. To the Plan Commission:
  - a. Dale Ganser (effective immediately – April 30, 2018)
  - b. Griffin Dorschel (effective immediately – April 30, 2019)
  - c. Susan Fox (effective immediately – April 30, 2019)
2. To the Community Development Authority:
  - a. Tom Stolper, Chair, (effective immediately – April 30, 2019)
  - b. Andrew Homburg (effective immediately – April 30, 2020)
  - c. David Lombardo (effective immediately – April 30, 2020)
3. To the Zoning Board of Appeals (effective immediately – April 30, 2019):
  - a. Paul Gavins
  - b. Glen Hermanson
4. To the Public Safety Committee (effective immediately – April 30, 2019):
  - a. Joseph Fontaine
  - b. James Bisbee
5. To the Mass Transit Commission (effective immediately – April 30, 2018):
  - a. Doug Pahl
  - b. Jim Keck
  - c. Judy Runk
6. Rebecca Holmquist to the Landmarks Commission (effective immediately – April 30, 2019).
7. Robert Procter to the License Review Committee (effective immediately – April 30, 2018).

#### ADJOURNMENT

A motion by Alder Speight, seconded by Alder Wood to adjourn, was carried. (9:57 p.m.)

Joan Andrusz  
City Clerk