

MONONA CITY COUNCIL MINUTES

May 20, 2013

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 Chad Speight, Mary O'Connor, Brian Holmquist, Kathy Thomas, and Doug Wood.

Excused: Alderperson Jim Busse

Also Present: City Administrator Patrick Marsh, Public Works Director Dan Stephany, Detective Sergeant Ryan Losby, and City Clerk Joan Andrusz

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

A motion by Alder Thomas, seconded by Alder Holmquist to approve the Minutes from May 6, 2013, was carried.

APPEARANCES

Robert Benitez, 512 West Dean Avenue, appeared before the Council and spoke for informational purposes regarding his water bill.

PUBLIC HEARING

There was no Public Hearing.

CONSENT AGENDA

A motion by Alder Wood, seconded by Alder O'Connor to approve the 2013 Temporary Class "B" Fermented Malt Beverage and "Class B" Wine Retailer's License Application for Monona Community Festival, Inc., President James M. Bisbee, 6304 Roselawn Avenue, Monona, Wisconsin 53716, for the Period of July 3-4, 2013, was carried.

Mayor Miller requested members convene a special meeting this week in his absence to consider a request by the East Side Club to amend the hours of operation of their outdoor area. An event is planned for Memorial Day weekend. Approval was granted by the Plan Commission, but the License Review Committee was not consulted. Alder Wood reported a special License Review Committee meeting has been called to allow this to be on the June 3 Council agenda, but agrees to this effort. He reminds those present it is the applicant's responsibility to know what to do regarding liquor licensing approvals. Members agree a quorum is available Thursday, May 23 at 6:30 p.m., location to be determined.

UNFINISHED BUSINESS

Public Works Director Stephany reported the recommendations from the last Council meeting have been included in the following final document and the approval date will be added once approved.

A motion by Alder Thomas, seconded by Alder Speight to approve Resolution 13-05-1925 Approval of Policy Establishing City Liability for Damage to Mail Receptacles Placed in the Street Right-of-Way, was carried.

Sergeant Losby reported changes were made to the following final document with current State statutes and the City Attorney's recommendations, and penalties added as the Council requested.

A motion by Alder Holmquist, seconded by Alder Thomas to approve Ordinance 5-13-645 Prohibiting Bullying and Harassment, was carried.

NEW BUSINESS

Mayor Miller passed the gavel to Council President Wood as he had to leave for personal business.

City Administrator Marsh reported Resolution 13-05-1927 Approval of Proposed Reconstruction of the McDonald's Restaurant and Site at 4905 Monona Drive, for Compliance with the Redevelopment Area #7 Project Plan is required because it is a redevelopment project within a redevelopment district. The Council, Plan Commission, and CDA have been aware of this proposed project since at least last year, and it is similar to other major redevelopment projects. The CDA will review the plans next week.

A motion by Alder Thomas, seconded by Alder O'Connor to suspend the rules and take action on Resolution 13-05-1928 Amending the 2013 Capital Budget to Complete a Water System Evaluation and Eliminate Funding for Well No. 2 Reservoir Engineering, was carried.

Public Works Director Stephany reported after review the Public Works Committee recommended amending the 2013 Capital Budget to put on hold Well #2 renovations, have Strand Associates perform a water system evaluation for \$9,500, and reallocate the remaining \$50,500 to reduce 2014 Capital borrowing. The 2006 study by Short, Elliott & Hendrickson, Inc. provided conflicting information compared to a 2000 study by Strand Associates. A new evaluation will confirm the Well #2 work isn't needed and that capacity is adequate.

Alder Wood was assured there was no change in facts, but there was a change in the system of evaluation. Alder Holmquist questioned whether the firm doing the study should be the one that confirms the results. Public Works Director Stephany reported upon careful review of both studies, Strand Associates's was more realistic. For example, a crack in an air line was discovered that created inaccurate measurements at Well #1, so excavating won't have to be as deep as anticipated. Re-evaluation should be done every 5 to 7 years.

A motion by Alder Thomas, seconded by Alder Holmquist to approve Resolution 13-05-1928 Amending the 2013 Capital Budget to Complete a Water System Evaluation and Eliminate Funding for Well No. 2 Reservoir Engineering, was carried.

Alder Wood reviewed the Silver Eagle Bar & Grill outdoor dining area design that has a 3' fence and service from the bar. This doesn't conform to the current beer garden Ordinance which requires a 6' fence and an Operator within the area at all times. Current smoking areas don't comply either. There should be Ordinance revisions to describe two to three different types of outdoor alcohol consumption areas. All outdoor areas should be compliant with the Ordinance and consistent in design. The gap from the establishment door to the fenced-in area should be addressed. The ease of passing alcohol over the fence and possible vehicle headlight issues in the parking lot were discussed.

Alder Thomas reported the Plan Commission required video surveillance of some smoking areas, and expressed concern at the proximity to Monona Drive and the sidewalk. Alder Holmquist reported the Plan Commission wanted this plan to be attractive, have wait staff, and encourage Monona Drive patronage. This type of usage doesn't compare to the Festival, where fencing is a necessary deterrent. Alder Speight stated outdoor use like Madison's State Street may be desirable. City Administrator Marsh

clarified that the current smoking areas were extensions of premise with access from the buildings only. They can be accessed illegally, but every effort was made to avoid that. This plan is very different from those.

A motion by Alder Thomas, seconded by Alder Speight to refer back to the License Review Committee Consideration of the Beer Garden Permit at the Silver Eagle Bar & Grill, 5805 Monona Drive, was carried.

MISCELLANEOUS BUSINESS

There was no Miscellaneous Business.

REPORTS

Alder Speight expressed pride in his daughter's first official act on her 18th birthday today: Registering to vote! Congratulations, Amelia!

Alder O'Connor reported 5 tons of "e-waste" was collected, and the High School Golf Team raised \$530, at the first annual E-cycle event.

Alder Holmquist reported there is a town hall meeting in the Library Media Room on Wednesday from 5:00 p.m. to 7:00 p.m. to discuss reducing underage drinking.

Alder Wood reported the License Review Committee's annual renewal meeting generated a lot of discussion on a particular license which will be on the June 3rd City Council agenda. The Library Board discussed an MOU for the solar panel project.

City Clerk Andrusz continues to work on updating license applications to match current Ordinances.

City Administrator Marsh reported next Tuesday's CDA meeting will review TIF benefits to residents.

APPOINTMENTS

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

1. Paul Kachelmeier to the Committee on Family Attraction, Retention, and City Promotion (effective immediately–May 2016)
2. Paul Kachelmeier to the Distinguished Service Award Committee (May 2013–May 2016)
2. Todd Stebbins to the Library Board (July 2013–2016)
3. Val Edwards to the Library Board (July 2013–2016)
4. Matt Aro to the Mass Transit Commission (May 2013–May 2016)
5. Gary Runk to the Mass Transit Commission (May 2013–May 2016)

ADJOURNMENT

A motion by Alder O'Connor, seconded by Alder Speight to adjourn, was carried. (8:16 p.m.)

Joan Andrusz
City Clerk